


ಚುಕ್ಕೆ ಗುರುತಿಲ್ಲದ ಪ್ರಶ್ನೆ ಸಂಖ್ಯೆ	: 157
ಸದಸ್ಯರ ಹೆಸರು	: ಡಾ: ವೈ.ಎ. ನಾರಾಯಣಸ್ವಾಮಿ
ಉತ್ತರಿಸುವ ದಿನಾಂಕ	: 14-02-2024
ಉತ್ತರಿಸುವ ಸಚಿವರು	: ಲೋಕೋಪಯೋಗಿ ಸಚಿವರು

ಕ್ರ.ಸಂ	ಪ್ರಶ್ನೆ	ಉತ್ತರ
ಅ)	ರಾಜ್ಯದಲ್ಲಿನ ಟೋಲ್ ಪ್ಲಾಜಾಗಳ ಸಂಖ್ಯೆ ಎಷ್ಟು; (ವಿವರ ನೀಡುವುದು)	ಕರ್ನಾಟಕ ರಾಜ್ಯದಲ್ಲಿ ಭಾರತೀಯ ರಾಷ್ಟ್ರೀಯ ಹೆದ್ದಾರಿಗಳ ಪ್ರಾಧಿಕಾರದ (NHAI) ಒಟ್ಟು 53 ಟೋಲ್ ಪ್ಲಾಜಾಗಳು ಮತ್ತು ಕೆ.ಆರ್.ಡಿ.ಸಿ.ಎಲ್. ವ್ಯಾಪ್ತಿಯಡಿ ಒಟ್ಟು 30 ಟೋಲ್ ಪ್ಲಾಜಾಗಳಿದ್ದು, ಸದರಿ ಟೋಲ್ ಪ್ಲಾಜಾಗಳ ಕಾರ್ಯಾರಂಭ, ದಿನಾಂಕ, ಶುಲ್ಕ ವಸೂಲಾತಿ ಹಾಗೂ ಇದುವರೆಗೂ ಸಂಗ್ರಹಿಸಲಾದ ಮೊತ್ತದ ವಿವರವನ್ನು ಅನುಬಂಧ-1ರಲ್ಲಿ ನೀಡಲಾಗಿದೆ.
ಆ)	ಸದರಿ ಪ್ಲಾಜಾಗಳು ಯಾವ ಯಾವ ದಿನಾಂಕದಿಂದ ಕಾರ್ಯಾರಂಭ ಮಾಡಿವೆ; ಹಾಗಿದ್ದಲ್ಲಿ ಯಾವ ದಿನಾಂಕದಿಂದ ಶುಲ್ಕವನ್ನು ವಸೂಲಿ ಮಾಡಲಾಗುತ್ತಿದೆ;	ರಾಷ್ಟ್ರೀಯ ಹೆದ್ದಾರಿ ವಿಭಾಗ, ಹುಬ್ಬಳ್ಳಿಗೆ ಸಂಬಂಧಿಸಿದಂತೆ ಹುಬ್ಬಳ್ಳಿ-ಧಾರವಾಡ ಬೈಪಾಸ್ ರಸ್ತೆ ರಾಷ್ಟ್ರೀಯ ಹೆದ್ದಾರಿ-4 ರಲ್ಲಿ ಬಿ.ಓ.ಟಿ ಆಧಾರದ ಮೇಲೆ ಕಿ.ಮೀ.403.800 ರಿಂದ 433.280 ರ ವರೆಗೆ Main Toll plazas - 2 ಇವೆ. Auxiliary Toll plazas - 4 ಇವೆ. ದಿನಾಂಕ: 06-05-1998 ರಿಂದ 05-05-2024 ರವರೆಗೆ ಶುಲ್ಕ ವಸೂಲಿಗೆ ಅನುಮತಿ ನೀಡಲಾಗಿರುತ್ತದೆ. ಈ ಟೋಲ್ ಪ್ಲಾಜಾಗಳಲ್ಲಿ ಇದುವರೆವಿಗೂ ಮೊತ್ತ ರೂ.974.44 ಕೋಟಿಗಳನ್ನು ಸಂಗ್ರಹಿಸಲಾಗಿರುತ್ತದೆ.
ಇ)	ಟೋಲ್ ಪ್ಲಾಜಾಗಳಲ್ಲಿ ಇದುವರೆವಿಗೂ ಸಂಗ್ರಹಿಸಲಾದ ಮೊತ್ತವೆಷ್ಟು; (ಟೋಲ್ ಪ್ಲಾಜಾವಾರು ಮಾಹಿತಿ ನೀಡುವುದು)	
ಈ)	ಸದರಿ ಟೋಲ್ ಪ್ಲಾಜಾಗಳು ಶುಲ್ಕ ವಸೂಲಾತಿಗೆ ಅನುಸರಿಸುವ ನಿಯಮ/ ನಿಬಂಧನೆಗಳೇನು? (ವಿವರ ನೀಡುವುದು)	ರಾಜ್ಯದಲ್ಲಿನ ರಾಷ್ಟ್ರೀಯ ಹೆದ್ದಾರಿಗಳಲ್ಲಿರುವ ಟೋಲ್ ಪ್ಲಾಜಾಗಳಲ್ಲಿ ಶುಲ್ಕ ವಸೂಲಾತಿಗೆ ರಾಷ್ಟ್ರೀಯ ಹೆದ್ದಾರಿ "NH-Fee Rule 2008/1997 ಮತ್ತು ಭಾರತ ಸರ್ಕಾರದ ಆದೇಶ ಸಂಖ್ಯೆ:S.O.2972 (E) Dated: 04-07-2023 ರನ್ವಯ ಟೋಲ್ ಸಂಗ್ರಹಿಸಲಾಗುತ್ತಿದೆ. (ಗೆಜೆಟ್‌ನ್ನು ಅನುಬಂಧ-2 ರಲ್ಲಿ ಲಗತ್ತಿಸಲಾಗಿದೆ). ಕೆ.ಆರ್.ಡಿ.ಸಿ.ಎಲ್. ವ್ಯಾಪ್ತಿಯ ರಸ್ತೆಗಳ ಟೋಲ್ ಪ್ಲಾಜಾಗಳಲ್ಲಿ ಸರ್ಕಾರದ ಆದೇಶ ಸಂಖ್ಯೆ:PWD 06 EAP 2012 (P3) ದಿನಾಂಕ:07-03-2015 ರ ನಿಯಮಾವಳಿಗಳನ್ವಯ ಶುಲ್ಕ ವಸೂಲಿ ಮಾಡಲಾಗುತ್ತಿದೆ. (ಪ್ರತಿ ಅನುಬಂಧ-2 ರಲ್ಲಿ ಲಗತ್ತಿಸಿದೆ).

ಕಡತ ಸಂಖ್ಯೆ: ಲೋಇ 39 ಸಿಎನ್‌ಹೆಚ್ 2024 (ಇ)


(ಸತೀಶ ಜಾರಕಿಹೊಳೆ)
ಲೋಕೋಪಯೋಗಿ ಸಚಿವರು

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National Highways Authority of India							
Reply to LCQ No 157							
Sl. No	PIU Name	Name of the Project	Plaza Name	Commercial Operation Date(Start Date of toll collection)	Total amount of toll collection from the date of toll started to till 31.01.2024 (in Cr)	Toll fee notification followed by toll plaza (1997/2008)	Remarks
1	Bangalore	From Bangalore to Nelamangala section	Bangalore - Nelamangala Toll Plaza	10.12.2010	857.47	1997	
2		From No NS-2/BOT/KNT-2) from km 534	Sadahalli Toll Plaza Km.538.0	01.05.2014	1711	2008	
3		Km 527.000 (Nandi crossing) and K	Bagepalli toll plaza Km.464.774	09.01.2010	713.2	2008	
4		Bangalore - Hoskote - Mulbagal section	Hoskote Toll Plaza Km.307.700	04.12.2014	291.44	1997	
5		Bangalore - Hoskote - Mulbagal section	Mulbagala Toll plaza Km.246.750	04.12.2014	473.72	1997	
6		Section of NH75 (OLD NH4) from Km 2	Gaddur Toll plaza	10.06.2015	125.46	2008	
7		Section of NH-648 (Old NH-207) on Hybrid	Nelluru Devanahalli	17.11.2023	11.08	2008	
8	Tumakuru	4laning of Nelamangala Tumkur Section of NH-48 (old NH-4)	Kulumepalya	10.02.2004		1997	
9		4laning of Nelamangala Tumkur Section of NH-48 (old NH-4)	Chokkenahalli	10.02.2004	1171.92	1997	
10		4 laning of Mallasandara Karadi section of NH-206 (Package-I)	Rajathadripura	13.03.2023	10.96	2008	
11	Chitradurga	6 laning of Tumkur to Chitradurga section of NH-48	Karajeevanahalli	05.06.2011		2008	
12		6 laning of Tumkur to Chitradurga section of NH-48	Guilalu	05.06.2011		2008	
13		6 laning of Chitradurga to Davanagere Section of NH-48	Hebbalu	12.10.2012	607.45	2008	
14		6 laning of Davanagere to Haveri Section of NH-48	Chelageri	12.10.2012	730.34	2008	
15		4 laning of Hospete to Chitradurga section of NH-50	Thimlapura	18.02.2020	295.63	2008	
16		4 laning of Hospete to Chitradurga section of NH-50	Kananakatte	18.02.2020	253.35	2008	
17		4 laning of Byrapura to Challakere section of NH-150A	Hirehalli	09.03.2021	76.34	2008	
18	Bagalkote	Four Laning of Bijapur-Hungund Section of NH-50 (Old NH-13)	Bijapur Toll Plaza (NH-13 New NH-50)	02.05.2012	1427	2008	
19			Nagarhalla Toll Plaza (NH-13 New NH-50)				
20	Gulbarga	MH/KNT Border to Sangareddy section of NH-09 (New NH-65)	Mangalgi Toll Plaza (NH-09 New NH-65)	14.10.2017	457.62	2008	
21		MH/KNT Border to Sangareddy section of NH-09 (New NH-65)	kamkole Toll Plaza (NH-09 New NH-65)	14.10.2017	626.11	2008	
22		Bijapur Gulbarga Humnabad section of NH-218 (new NH-50)	Kannole Toll Plaza (NH-218 New NH-50)	25.09.2019	66.68	2008	
23		Bijapur Gulbarga Humnabad section of NH-218 (new NH-50)	Harvel Toll Plaza (NH-218 New NH-50)	25.09.2019	66.13	2008	
24	Hassan	Enhance of Nelamangala-Devihalli section	Doddakarenahalli Toll Plaza, Nelamangala	24.06.2012	412.38	2008	
25		Enhance of Nelamangala-Devihalli section	Karabylu Toll Plaza, Bellur Cross	24.06.2012	349.75	2008	
26		4-LANING OF DEVIHALLI-HASSAN SE	Kadabahalli Toll Plaza		281.92	2008	
27		4-LANING OF DEVIHALLI-HASSAN SE	Shanthigrama Toll Plaza	14.11.2013	222.85	2008	
28	Hospet	Four/six Laning of Hungund-Hospet Section of NH - 13 from Km 202+000 to Km 299+000 in the state of Karnataka under NHDP Phase - III on Design, Build, Finance, Operate and Transfer (DBFOT) Toll basis (Package No: NHDP-III/BOT/KNT/06)	Vanageri	23.11.2012	527.46	2008	
29			Shahapura	23.11.2012	454.85	2008	
30			Hitnal	14.05.2014	501.94	2008	
31		Bellary to Byrapura of 150A	Jajirakallu	04.05.2022	47.99	2008	

32	Mangalore	Development of Adequate Road Connectivity to New Mangalore Port – Stretch from Surathkal (Km. 358.000) to Nantoor Junction (Km. 375.300) on NH-66 & B.C.Road (Km. 328.000) to Padil (Km. 345.000) on NH-73 (old NH-48) and Bypass section from Nantoor to Padil	Brhamarakotlu	04.12.2013	115.8	2008	
33		Four Laning of Kundapur – Surathkal from Km. 283.300 to Km. 358.080 and Nantoor circle – Kerala Border from Km. 375.300 to Km. 376.700 and Km. 3.700 to Km.17.200 Sections of NH-66 in the State of Karnataka	Gundmi/Sasthan	10.02.2017	222.63	2008	
34			Hejamady	10.02.2017	245.08	2008	
35			Talapady	08.02.2017	173.71	2008	
36	Honnagara	Four laning of Goa-Karnataka Border to Kundapur section of NH-66 (formerly NH-17) from Km. 93.700 to Km. 283.300 in the State of Karnataka to be executed as BOT Project on DBFO Pattern under NHDP-IV	Belekeri	11.02.2020	61.35	2008	
37			Holegadde	11.02.2020	125.25	2008	
38			Shiroor	11.02.2020	130.05	2008	
39	Bangalore Expressway	Operation and maintenance and Fee collection of Elevated Highway Project from Silk Board Junction to Electronic City Junction (Km 8/765 to Km 18/750) and Six laning from Electronic city to Attibele (Karnataka/Tamil Nadu Border) (Km 18/750 to Km 33/130) on Bangalore-Hosur section of NH-7	Electronic city toll plaza	06.04.2010	808.57 Cro.	1997	
40			Attibele toll plaza	06.04.2010	918.06 Cro.	1997	
41	Ramanagara	Kerala border to Kollegala section of NH-764	Kannegala toll plaza				
42			Yeddore toll plaza				
43			KN Hundi toll plaza	09.12.2019	93.24	2008	
44			Six laning of Bengaluru-Nidagatta section of NH-275	Kanminike		78.29	
45				Sheshagiri	14.03.2023	65.44	2008
46			Six laning of Nidagatta-Mysuru section of NH-275	Ganganguru	01.07.2023	303.88	2008
47	Dharwad	Belgaum-Sankeshwar Bypass	Hattargi	28.04.2007	310.02	2008	
48		Dharwad-Belgaum	Hirebagewadi	07.07.2007	459.21	2008	
49		Haveri-Hubli	Bankapur	03.03.2008	598.7	2008	
50		Sankeshwar Bypass MH/KNTBorder	Kognoli	05.03.2005	594.4	2008	
51		Hubli-Hospet	Nalavadi	01.04.2022	88.25	2008	
52		Hubli-Hospet	Halligudi	01.04.2022	58.06	2008	
53		Belgaum-Khanapur	Ganebailu	24.07.2023	3.35	2008	

LCQ 145 (157) BY Dr.Y.A.Narayanaswamy, MLC

ANNEXURE-1

Sl. no	Name of the Stretch	Toll plaza	Intended date of start/Actual date of start	Toll charges collected (In Rs)
TOLL OPERATION COMMENCED				
1	Hassan - Periyapatna Road SH 21 (FASTAG INSTALLED)	1.Byadarahalli, 2.Niluvagilu 3.Coorgal	23-01-2020	5,25,76,499.00
2	Bidar-Chincholi (TCP-2) SH 15 (FASTAG INSTALLED)	1.Ainaholli 2.Kamatana	01-09-2021	5,32,51,000.00
3	Shelwadi - Mundargi Road. SH 45 (FASTAG INSTALLED)	Adavi Somapura	16-01-2020	5,90,21,734.00
4	Malavalli-Maddur-Koratagere Road SH 33. (FASTAG INSTALLED)	1.Doddamavathur 2.Obalupura	28-05-2020	25,13,43,258.00
5	Magadi-Pavagada-AP Border Road SH 3 (FASTAG INSTALLED)	1.Gudemarenahalli, 2.Thumbadi 3.Buddareddyhalli	18-06-2020	13,01,67,442.00
6	Mudgal - Tavaregere - Gangawathi . SH 29 (FASTAG INSTALLED)	1.Chattar 2.Tippanal	26-08-2020	1,66,36,263.00
7	Davanegere-Santhabennur-Birur Road . SH 76 (FASTAG INSTALLED)	1.Kurki 2.Hanne	20-04-2021	5,48,15,742.00
8	Dharwad - Karadigudda - Saundatti Road. SH 34 (FASTAG INSTALLED)	Aminabhavi	19-02-2019	8,56,32,838.00
9	Sindhanur - Tavaregere - Kushtagi Road SH 30 (FASTAG INSTALLED)	Hiremannapura	06-09-2020	7,96,79,928.00
10	Hospet - Sandur road SH 49	1.Rajapur 2.Susheelnagar	01-08-2020	5,07,04,865.00
11	Hoskote to Chintamani Bypass road SH-82	1.Beechgondanahalli/ 2.Bheemakkanahalli	16-12-2018	22,56,11,145.00
12	Kudlagi - Sandur - Thorangalu road (FASTAG INSTALLED)	1.Yeshwanthnagar 2.Banahatti	14-07-2023	1,26,39,525.00
13	Mudhol - Chikkodi - Nippani - Road. (FASTAG INSTALLED)	1.Kabbur 2.Chinchani	19-10-2019	24,79,08,437.00
14	Hubli-Kundagol-Lakshmeshwar Road. (FASTAG INSTALLED)	Nulvi	21-01-2020	2,49,29,604.00
15	Bagewadi-Bailhongal-Saundatti SH-1,30,31, 73 (FASTAG INSTALLED)	1.Sanikoppa 2.Karikati	27-12-2019	6,05,39,028.00
16	Hirekerur-Ranibennur road SH- 62 & 76	1.Hamsabhavi 2.Hediyala	15-09-2019	3,53,41,097.00
17	Mundargi - Hadagali - Harapanahalli road SH- 45 & 47 (FASTAG INSTALLED)	1.Koralalli 2.Madapura	13-12-2019	4,23,61,143.00
18	Hungund-Muddebihal-Talikot Road H-41 & SH-60	1.Dhanoor 2.Devaraholabagilu	31-12-2019	3,14,34,952.00

TOLLING NOT IN OPERATION / TENDER REINVITED / LOA ISSUED			
Sl. no	Name of the Stretch	Toll plaza	Remarks
19	Hangal To Tadas Road.	Maharajpet	Tender is in process
21	Soundatti – Ramadurga – Badami – Kamatagi Road.	1.Hoolikatti 2.Kuligere	Tender is in process
20	Shimoga –Shikaripura - Hangal Road.	1.Kutrahalli 2.Savalanga	Tender is in process
22	Bellary Moka (AP Border)	Sirivara	Tender is in process
23	Padubidri – Belman - Karkala Road.	Belman	Tender is in process
24	Gubbi - CS Pura- Beeragonahalli (nr. Yediyur NH-48) Road	KS Palya	Tender is in process
25	Thintini - Devadurga – Kalmala .SH-61 & SH-15	1.Jalahalli 2.Kakagal	Tender is in Process
26	Yediyur (NH-48)-Kowdley – Mandya RoadS H– 84	Halegere	Tender is in Process
II	ROADS DEVELOPED UNDER PPP-VGF-TOLL		
1	Widening & Impts to Dharwad-Alnavar-Ramnagar(SH-34) road on BOT-VGF (Toll) basis SH-34	1. Kelagere 2. Seethavana	PPP -VGF Toll Project (Toll revenue accrue to the Concessinaire)
2	Widening & Impts to Whagdhari-Ribbanpalli (SH-10) road on BOT-VGF (Toll) basisSH-10	1. Sarasamba 2. Patna 3. Madbool, 4. Huda	PPP -VGF Toll Project (Toll revenue accrue to the Concessinaire)
3	Development of road from NH-63 near Ginigere - Gangavathi to Sindhanoor under PPP - DBFOT - VGF (Toll) basis SH-23	1. Marali 2. Yemmaigudda	PPP -VGF Toll Project (Toll revenue accrue to the Concessinaire)
III	ROADS DEVELOPED UNDER PPP-DBFOT-VGF (Toll)		
1	Improvements to Yelahanka - A.P Border road from km 13.80 km to km 89.417 of SH-09 under PPP - DBFOT - VGF (Toll) basis SH-9	1.Kadatalamane. 2.Gunjur	PPP -VGF Toll Project (Toll revenue accrue to the Concessinaire)

Chief Engineer
KRDCL, Bangalore



भारत का राजपत्र

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असाधारण
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भाग II—खण्ड 3—उप-खण्ड (i)
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पोत परिवहन, सड़क परिवहन और राजमार्ग मंत्रालय

(सड़क परिवहन और राजमार्ग विभाग)

अधिसूचना

नई दिल्ली, 5 दिसम्बर, 2008

सा.का.नि. 838(अ).—केन्द्रीय सरकार, राष्ट्रीय राजमार्ग अधिनियम, 1956 (1956 का 48)की धारा 9 द्वारा प्रदत्त शक्तियों का उपयोग करते हुए और राष्ट्रीय राजमार्ग (अस्थायी पुल) नियम 1964, राष्ट्रीय राजमार्ग (किसी व्यक्ति द्वारा राष्ट्रीय राजमार्ग सेक्शन/राष्ट्रीय राजमार्ग पर निर्मित स्थायी पुलों/अस्थायी पुलों के उपयोग के लिए फीस वसूल करना) नियम 1997, राष्ट्रीय राजमार्ग (राष्ट्रीय राजमार्ग खंड और स्थायी पुल के उपयोग के लिए शुल्क-लोक वित्त पोषित परियोजना) नियम, 1997 और राष्ट्रीय राजमार्ग (फीस की दर) नियम 1997 को उन बातों के सिवाय अधिकृत करते हुए, जिन्हें ऐसे अधिक्रमण से पूर्व किया गया है या करने का लोप किया गया है, राष्ट्रीय राजमार्गों के सेक्शनों, स्थायी पुलों, उपमार्गों और सुरंगों के उपयोग के लिए फीस के संग्रहण हेतु निम्नलिखित नियम बनाती हैं, अर्थात् :-

1. संक्षिप्त नाम और प्रारंभ—(1) इन नियमों का नाम राष्ट्रीय राजमार्ग फीस (दरों का अवधारण और संग्रहण) नियम, 2008 है।
- (2) ये सरकारी राजपत्र में प्रकाशन की तारीख को प्रवृत्त होंगे।
- (3) ये इन नियमों के प्रकाशन से पूर्व निष्पादित करारों और संविदाओं और आमंत्रित निविदाओं को लागू नहीं होंगे।
2. परिभाषाएं—(1) इन नियमों में जब तक संदर्भ से अन्यथा अपेक्षित न हों—
- (क) 'अधिनियम' से राष्ट्रीय राजमार्ग अधिनियम, 1956 अभिप्रेत है;
- (ख) 'आधार वर्ष' से 1 अप्रैल, 2007 से 31 मार्च, 2008 तक की अवधि अभिप्रेत है;
- (ग) 'उपमार्ग' से किसी कस्बा या नगर से होकर जाने वाला राष्ट्रीय राजमार्ग का कोई सेक्शन अभिप्रेत है;

- (घ) 'रियायतग्राही' से ऐसा व्यक्ति अभिप्रेत है जिसके साथ अधिनियम की धारा 8 क के अधीन करार किया गया है ;
- (ड.) 'उत्थापित राजमार्ग' से राष्ट्रीय राजमार्ग का ऐसा सेक्शन अभिप्रेत है जिसे पीयरों या स्तंभों की सहायता से भूमि स्तर से ऊपर उठाया गया है ;
- (च) 'निष्पादन प्राधिकारी' से अधिनियम की धारा 5 के अधीन केन्द्रीय सरकार द्वारा अधिसूचित कोई अधिकारी या प्राधिकारी अभिप्रेत है ;
- (छ) 'एक्सप्रेस मार्ग' से तीव्र गति के यातायात के लिए उपयुक्त और नियंत्रित पहुंच सहित विभाजित वहन मार्ग वाला राष्ट्रीय राजमार्ग अभिप्रेत है ;
- (ज) 'वित्तीय वर्ष' से किसी वर्ष की 1 अप्रैल को प्रारंभ होने वाला और आगामी वर्ष की 31 मार्च को समाप्त होने वाला वर्ष अभिप्रेत है ;
- (झ) किसी यान के संबंध में 'सकल यान भार' से यान के कुल भार और मोटर यान अधिनियम 1988 (1988 का 59) के अधीन उस यान के लिए यथा अनुज्ञेय रजिस्ट्रीकरण प्राधिकारी द्वारा प्रमाणित और रजिस्ट्रीकृत भार अभिप्रेत है ;
- (ञ) 'लेन' से मुख्य वहन मार्ग का भाग बनने वाली और तीन मीटर और पचास सेंटीमीटर की न्यूनतम चौड़ाई वाली लेन अभिप्रेत है ;
- (ट) 'यांत्रिक यान' से अपनी शक्ति के अधीन चलने वाला कोई यान अभिप्रेत है जिसके अंतर्गत मोटर यान अधिनियम 1988 के अधीन यथा परिभाषित मोटर यान भी हैं ;
- (ठ) 'अधिसूचना' से राजपत्र में प्रकाशित अधिसूचना अभिप्रेत है ;
- (ड) 'प्राइवेट विनिधान परियोजना' से यथास्थिति राष्ट्रीय राजमार्ग सेक्शन, स्थायी पुल, उपमार्ग या सुरंग से संबंधित परियोजना अभिप्रेत है जिसके लिए रियायतग्राही के साथ कोई करार किया गया है ;
- (ढ) 'लोक वित्त पोषित परियोजना' से ऐसी परियोजना अभिप्रेत है जो उपर्युक्त खंड (ड) में यथा परिभाषित प्राइवेट विनिधान परियोजना नहीं है और इसके अंतर्गत ऐसी प्राइवेट विनिधान परियोजना भी है, जिसके संबंध में करार समाप्त हो गया है ;
- (ण) 'पथकर प्लाजा' से फीस के संग्रहण के लिए बनाया गया कोई अवन, संरचना या बूथ अभिप्रेत है ।

(2) उन शब्दों और पदों के जो इसमें प्रयुक्त हैं और परिभाषित नहीं हैं किंतु भारतीय राष्ट्रीय राजमार्ग प्राधिकरण अधिनियम 1988 में परिभाषित हैं, वही अर्थ होंगे जो उस अधिनियम में क्रमशः उनके हैं ।

3. फीस का उद्ग्रहण - (1) केन्द्रीय सरकार, अधिसूचना द्वारा इन नियमों के उपबंधों के अनुसार राष्ट्रीय राजमार्ग के, यथास्थिति, किसी सेक्शन, स्थायी पुल, उपमार्ग या राष्ट्रीय राजमार्ग का भाग बनने वाली सुरंग के उपयोग के लिए फीस उद्ग्रहीत कर सकेगी :

परंतु केन्द्रीय सरकार अधिसूचना द्वारा, किसी लोक वित्त पोषित परियोजना के माध्यम से निर्मित राष्ट्रीय राजमार्ग के किसी सेक्शन, स्थायी पुल, उपमार्ग या सुरंग को ऐसी फीस या उसके भाग के उद्ग्रहण से ऐसी शर्तों के अधीन रहते हुए जो उस अधिसूचना में विनिर्दिष्ट की जाएं, छूट प्रदान कर सकेगी।

(2) नियम 3 के उप-नियम (1) के अधीन उद्ग्रही फीस का संग्रहण लोक वित्त पोषित परियोजना के माध्यम से निर्मित, यथास्थिति, राष्ट्रीय राजमार्ग के सेक्शन, स्थायी पुल, उपमार्ग या सुरंग के पूरा होने की तारीख से पैंतालीस दिन के भीतर प्रारंभ होगा।

(3) प्राइवेट विनिधान परियोजना की दशा में, उप-नियम (1) के अधीन उद्ग्रही फीस का संग्रहण रियायतग्राही द्वारा किए गए करार के निबंधनों के अनुसार किया जाएगा।

(4) यथास्थिति, राष्ट्रीय राजमार्ग के सेक्शन, स्थायी पुल, उपमार्ग या सुरंग के उपयोग के लिए दुपहिया, तिपहिया, ट्रेक्टरों और पशु-चालित यानों के लिए कोई फीस उद्ग्रही नहीं की जाएगी ;

परंतु तिपहिया, ट्रेक्टरों और पशु-चालित यानों को, यथास्थिति, राष्ट्रीय राजमार्ग के सेक्शन, स्थायी पुल, उपमार्ग या सुरंग के उपयोग के लिए वहां अनुज्ञात नहीं किया जाएगा जहां उक्त राष्ट्रीय राजमार्ग के सेक्शन, स्थायी पुल, उपमार्ग या सुरंग के स्थान पर कोई सर्विस सड़क या वैकल्पिक सड़क उपलब्ध है :

परंतु यह और कि जहां सर्विस सड़क या वैकल्पिक सड़क उपलब्ध है और किसी दुपहिया का स्वामी, चालक या उसका भारसाधक व्यक्ति यथास्थिति, राष्ट्रीय राजमार्ग के सेक्शन, स्थायी पुल, उपमार्ग या सुरंग का उपयोग कर रहा है तो उससे कार पर उद्ग्रही फीस का पचास प्रतिशत प्रभारित किया जाएगा।

स्पष्टीकरण 1 - इस नियम के प्रयोजनों के लिए (क) 'वैकल्पिक सड़क' से ऐसी अन्य सड़क अभिप्रेत है जिसका वहन मार्ग दस मीटर से अधिक चौड़ा है और जिसकी लंबाई राष्ट्रीय राजमार्ग के उस सेक्शन की तत्समान लंबाई के बीस प्रतिशत से अधिक नहीं है।

(ख) 'सर्विस सड़क' से राष्ट्रीय राजमार्ग सेक्शन के समानांतर चलने वाली सड़क अभिप्रेत है जो राष्ट्रीय राजमार्ग के उस सेक्शन से संलग्न भूमि के लिए पहुंच प्रदान करती है।

(5) इन नियमों के अधीन केन्द्रीय सरकार द्वारा अधिसूचित फीस को निकटतम पाँच रुपए के गुणांक में पूर्णांकित और उद्ग्रहीत किया जाएगा।

4. फीस की आधार दर - (1) लोक वित्त पोषित परियोजना या प्राइवेट विनिधान परियोजना द्वारा निर्मित राष्ट्रीय राजमार्ग के सेक्शन, स्थायी पुल, उपमार्ग या सुरंग के उपयोग के लिए फीस की दर समान होगी।

(2) आधार वर्ष 2007-08 के लिए चार या अधिक लेनों वाले राष्ट्रीय राजमार्ग के सेक्शन के उपयोग के लिए फीस की दर, ऐसे सेक्शन की लंबाई को निम्नलिखित दरों से गुणा करने पर प्राप्त गुणनफल होगी अर्थात् :-

यान का प्रकार	फीस की प्रति किमी. आधार दर (रुपए में)
कार, जीप, वैन या हल्के मोटर यान	0.65
हल्का वाणिज्यिक यान, हल्के माल यान या मिनी बस	1.05
बस या ट्रक	2.20
भारी निर्माण मशीनरी या अर्थ मूविंग उपस्कर या बहुधुरीय यान (तीन से छः धुरी)	3.45
विशाल आकार के यान (सात या अधिक धुरी)	4.20

स्पष्टीकरण - इस नियम के प्रयोजनों के लिए :

(क) 'कार' या 'जीप' या 'वैन' या 'हल्का मोटर यान' से ऐसा यांत्रिक यान अभिप्रेत है जिसका सकल यान भार सात हजार पाँच सौ किलोग्राम से अधिक नहीं है या मोटर यान अधिनियम के अधीन जारी किए गए रजिस्ट्रीकरण प्रमाण पत्र में यथा विनिर्दिष्ट रजिस्ट्रीकृत यात्री वहन क्षमता चालक को छोड़कर बारह से अधिक नहीं है ;

(ख) 'हल्का वाणिज्यिक यान' या 'हल्का माल यान' या 'मिनी बस' से सात हजार पाँच सौ किलोग्राम से अधिक किंतु बारह हजार किलोग्राम से कम सकल यान भार या मोटर यान अधिनियम के अधीन जारी रजिस्ट्रीकरण प्रमाण पत्र में यथा विनिर्दिष्ट चालक को छोड़कर बारह से अधिक किंतु बत्तीस से कम यात्री वहन क्षमता वाला कोई यांत्रिक यान अभिप्रेत है ;

(ग) 'ट्रक' या 'बस' से बारह हजार किलोग्राम से अधिक किंतु बीस हजार किलोग्राम से कम सकल यान भार या मोटर यान अधिनियम 1988 के अधीन जारी रजिस्ट्रीकरण प्रमाण पत्र में यथाविनिर्दिष्ट चालक को छोड़कर बत्तीस से अधिक यात्री वहन क्षमता वाला कोई यांत्रिक यान अभिप्रेत है ;

(घ) 'भारी निर्माण मशीनरी' या 'अर्थ मूविंग उपस्कर' या 'बहुधुरीय यान' से भारी निर्माण मशीनरी या अर्थ मूविंग उपस्कर या तीन से छह धुरी वाले बहुधुरीय यान सहित बीस हजार

किलोग्राम से अधिक किंतु साठ हजार किलोग्राम से कम सकल यान भार वाला यान अभिप्रेत है ; और

(ड.) 'विशाल आकार के यान' से सात या अधिक धुरियों वाला यांत्रिक यान या ऐसा यान अभिप्रेत है जिसका सकल यान भार साठ हजार किलोग्राम से अधिक है ।

(3) दो लेन वाले राष्ट्रीय राजमार्ग के सेक्शन और जिस पर उन्नयन के लिए औसत विनिधान एक करोड़ रु० प्रति किलोमीटर से अधिक हो गया है, के उपयोग के लिए फीस की दर नियम 4 के उप-नियम (2) में विनिर्दिष्ट फीस की दर का साठ प्रतिशत होगी ।

(4) दस करोड़ रुपए से अधिक लागत पर निर्मित स्थायी पुल, उपमार्ग या सुरंग के उपयोग हेतु आधार वर्ष 2007-08 के लिए फीस की दर निम्नानुसार होगी :-

फीस की आधार दर (प्रति यान प्रति फेरा रुपए)					
स्थायी पुल, उपमार्ग या सुरंग की लागत (करोड़ रु०)	कार, जीप, वैन या हल्का मोटर यान	हल्का वाणिज्यिक यान, हल्का माल यान या मिनी बस	ट्रक या बस	भारी निर्माण मशीनरी या अर्थ मूविंग उपस्कर या बहुधुरीय यान	विशाल आकार के यान
10 से 15	5	7.50	15	22	30
प्रत्येक अतिरिक्त पाँच करोड़ रुपए या उसके भाग के लिए, पंद्रह करोड़ रुपए से अधिक और एक सौ करोड़ रुपए तक	1	1.50	3	4.50	6
प्रत्येक अतिरिक्त पाँच करोड़ रुपए या उसके भाग के लिए, एक सौ करोड़ रुपए से अधिक और दो सौ करोड़ रुपए तक	0.75	1.15	2.25	3.40	4.50
प्रत्येक अतिरिक्त पाँच करोड़ रुपए या उसके भाग के लिए, दो सौ करोड़ रुपए से अधिक	0.50	0.75	1.50	2.25	3

परंतु उस राष्ट्रीय राजमार्ग के सेक्शन के लिए जिस पर पचास करोड़ रु० या अधिक लागत वाला स्थायी पुल, उपमार्ग या सुरंग स्थित है, फीस की संगणना करते समय ऐसे स्थायी पुल, उपमार्ग या सुरंग की लंबाई को राष्ट्रीय राजमार्ग के ऐसे सेक्शन की लंबाई में से अलग कर दिया जाएगा और ऐसे स्थायी पुल, उपमार्ग और सुरंग के लिए विनिर्दिष्ट दरों पर फीस का उद्ग्रहण किया जाएगा ।

परंतु यह और कि जहां, यथास्थिति, ऐसे स्थायी पुल, उपमार्ग या सुरंग की लागत पचास करोड़ रुपए से कम है तथा उक्त स्थायी पुल, उपमार्ग या सुरंग राष्ट्रीय राजमार्ग सेक्शन का भाग बनता है यहां ऐसे स्थायी पुल, उपमार्ग या सुरंग के लिए फीस की उपर्युक्त दर के बजाए नियम 4 के उप-नियम (2) में विनिर्दिष्ट फीस की दर लागू होगी ।

स्पष्टीकरण – इस उप-नियम के प्रयोजन के लिए, -

- (क) प्राइवेट विनिधान परियोजना की लागत, रियायतग्राही से बोली आमंत्रित करने से पूर्व निष्पादन प्राधिकारी द्वारा यथा निर्धारित लागत होगी ;
- (ख) लोक वित्त पोषित परियोजना की लागत, उसके पूरा होने के छह मास पूर्व निष्पादन प्राधिकारी द्वारा यथा निर्धारित लागत होगी ।

5. फीस की दर का वार्षिक पुनरीक्षण – (1) नियम 4 में विनिर्दिष्ट दरें 1 अप्रैल, 2008 से प्रशमन के बिना प्रतिवर्ष तीन प्रतिशत तक बढ़ाई जाएंगी और बढ़ाई गई ऐसी दर आगामी वर्षों के लिए आधार दर समझी जाएगी ।

(2) लागू आधार दरें 6 जनवरी, 2007 को समाप्त होने वाले सप्ताह (अर्थात् 208.7) और उस वर्ष की 1 जनवरी जिसमें ऐसा संशोधन किया जा रहा है, को या उसके ठीक पश्चात् समाप्त होने वाले सप्ताह के बीच थोक कीमत सूचकांक में वृद्धि प्रदर्शित करने के लिए प्रतिवर्ष 1 अप्रैल से वार्षिक रूप से पुनरीक्षित की जाएंगी किंतु ऐसा पुनरीक्षण थोक कीमत सूचकांक में वृद्धि के चालीस प्रतिशत तक सीमित होगा ।

(3) फीस की लागू दर अवधारित करने का सूत्र निम्नलिखित होगा :-

$$\text{फीस की लागू दर} = \text{आधार दर} + \text{आधार दर} \times \frac{(\text{थोक कीमत सूचकांक क} - \text{थोक कीमत सूचकांक ख})}{\text{थोक कीमत सूचकांक ख}} \times 0.4$$

स्पष्टीकरण – इस उप-नियम के प्रयोजनों के लिए, -

- (क) फीस की लागू दर, प्रयोक्ता द्वारा संदेय दर होगी ;
- (ख) आधार दर, नियम 5 के उप-नियम (1) के साथ पठित नियम 4 में विनिर्दिष्ट दर होगी ;

- (ग) थोक कीमत सूचकांक क से इन नियमों के अधीन पुनरीक्षण की तारीख से ठीक पूर्व की 1 जनवरी को या उसके पश्चात् समाप्त होने वाले सप्ताह का थोक कीमत सूचकांक अभिप्रेत है ; और
- (घ) थोक कीमत सूचकांक ख से 6 जनवरी, 2007 को समाप्त होने वाले सप्ताह का थोक कीमत सूचकांक अर्थात् 208.7 अभिप्रेत है ।

दृष्टांत :

यदि 5 जनवरी, 2008 को समाप्त होने वाले सप्ताह के थोक कीमत सूचकांक (अर्थात् 216.6) को लागू करके वर्ष 2008-09 के लिए पुनरीक्षण किया जाना है तो कार, जीप या वैन के लिए दर नीचे संगणित किए गए अनुसार 0.6796 होगी :

$$\text{फीस की लागू दर} : 0.6695 + 0.6695 \times \frac{216.6 - 208.7}{208.7} \times 0.4 = 0.6796$$

(4) इस नियम के अधीन फीस की दर का वार्षिक पुनरीक्षण प्रत्येक वर्ष 1 अप्रैल से प्रभावी होगा ।

6. फीस का संग्रहण - (1) इन नियमों के अधीन उद्ग्रहीत फीस पथकर प्लाजा पर यथास्थिति केन्द्रीय सरकार या निष्पादन प्राधिकारी या रियायतग्राही द्वारा संग्रहीत की जाएगी ।

(2) प्रत्येक यांत्रिक यान का चालक, स्वामी या भारसाधक व्यक्ति पथकर प्लाजा पार करने से पूर्व राष्ट्रीय राजमार्ग के सेक्शन, स्थायी पुल, उपमार्ग या सुरंग के उपयोग के लिए इन नियमों के अधीन विनिर्दिष्ट फीस का संदाय करेगा ।

(3) इन नियमों के अधीन संग्रहीत फीस का संदाय नकद रूप में या स्मार्ट कार्ड के उपयोग द्वारा या ऑन बोर्ड यूनिट (ट्रांसपॉंडर) या अन्य समान युक्ति पर किया जाएगा :

परंतु स्मार्ट कार्ड के उपयोग द्वारा या ऑन बोर्ड यूनिट (ट्रांसपॉंडर) या किसी ऐसी अन्य युक्ति का प्रयोग करके फीस का संदाय करने के लिए कोई अतिरिक्त प्रभार नहीं लिया जाएगा ।

(4) यांत्रिक यान का चालक, स्वामी या भारसाधक व्यक्ति जो फीस के संदाय के लिए ऑन बोर्ड यूनिट (ट्रांसपॉंडर) या किसी ऐसी युक्ति की संस्थापना का चयन करता है, ऐसी संस्थापना के लिए, यथास्थिति, केन्द्रीय सरकार, निष्पादन प्राधिकारी या रियायतग्राही के पास उपस्कर की लागत के समतुल्य प्रतिदेय प्रतिभूति निक्षेप करेगा और ऐसे प्रतिभूति निक्षेप पर कोई ब्याज प्रोद्भूत नहीं होगा ।

(5) नियम 6 के उप-नियम (2) के अधीन ऐसी फीस प्राप्त करने वाला व्यक्ति यांत्रिक यान के चालक, स्वामी या भारसाधक व्यक्ति को एक रसीद उसमें उस फीस की प्राप्ति की तारीख और समय, प्राप्त की गई कुल रकम और उस यान का वर्ग जिसके लिए फीस प्राप्त की गई है, विनिर्दिष्ट करते हुए जारी करेगा :

परंतु जहां फीस का संदाय, स्मार्ट कार्ड के माध्यम से या ऑन बोर्ड यूनिट (ट्रांसपॉडर) या किसी ऐसी अन्य युक्ति पर किया जाता है, वहां रसीद केवल मांग पर ही जारी की जाएगी ।

(6) फीस का संग्रहण, यथास्थिति, केन्द्रीय सरकार या निष्पादन प्राधिकारी और रियायतग्राही द्वारा किए गए करार के निबंधनों के अनुसार विनिर्दिष्ट अवधि के लिए स्थायी रूप से किया जाएगा ।

(7) लोक वित्त पोषित परियोजनाओं के संबंध में इन नियमों के अधीन उद्ग्रहीत फीस का संग्रहण, यथास्थिति, केन्द्रीय सरकार या निष्पादन प्राधिकारी द्वारा अपने पदधारियों के माध्यम से या किसी ठेकेदार के माध्यम से किया जाएगा ।

7. फीस का प्रेषण और विनियोजन (1) लोक वित्त पोषित परियोजनाओं की दशा में, प्रत्येक निष्पादन प्राधिकारी द्वारा इन नियमों के उपबंधों के अधीन संग्रहीत फीस केन्द्रीय सरकार को प्रेषित की जाएगी :

परंतु केन्द्रीय सरकार अधिसूचना द्वारा किसी या सभी निष्पादन प्राधिकारियों को उक्त अधिसूचना में यथाविनिर्दिष्ट ऐसे प्रयोजनों के लिए और ऐसी शर्तों के अधीन रहते हुए संपूर्ण फीस या उसके किसी भाग को विनियोजित करने के लिए अनुज्ञात कर सकेगी ।

परंतु यह और कि प्राइवेट विनिधान परियोजनाओं की दशा में इन नियमों के उपबंधों के अधीन संग्रहीत फीस रियायतग्राही द्वारा, ऐसे रियायतग्राही द्वारा किए गए करार के उपबंधों के अनुसार और उसके अधीन अपनी बाध्यताओं के अनुपालन के लिए विनियोजित की जाएगी ।

(2) प्रत्येक निष्पादन प्राधिकारी नियम 7 के उप-नियम (1) के अधीन निष्पादन प्राधिकारी द्वारा विनियोजित किए जाने के लिए अनुज्ञात की गई रकम से अधिक संग्रहीत फीस की रकम को वित्तीय वर्ष की समाप्ति की तारीख से नब्बे दिनों के भीतर प्रशासनिक और प्रबंधन व्यय सहित संग्रहीत रकम और फीस के संग्रहण के संबंध में उपगत व्यय दर्शित करने वाले वार्षिक विवरण के साथ केन्द्रीय सरकार को प्रेषित करेगा ।

(3) केन्द्रीय सरकार अधिसूचना द्वारा प्रशासनिक और प्रबंधन व्यय निर्धारित करेगी जिन्हें निष्पादन प्राधिकारी द्वारा काटे जाने और अपने पास प्रतिधारित किए जाने को अनुज्ञात किया जा सकेगा ।

8. पथकर प्लाजा का अवस्थापन - (1) यथास्थिति, निष्पादन प्राधिकारी या रियायतग्राही नगर पालिका या स्थानीय नगर क्षेत्र सीमाओं से दस किलोमीटर से अधिक की दूरी पर पथकर प्लाजा स्थापित करेगा :

परंतु निष्पादन प्राधिकारी, लेखबद्ध किए जाने वाले कारणों से, ऐसी नगर पालिका या स्थानीय नगर क्षेत्र सीमाओं से दस किलोमीटर की दूरी के भीतर किंतु किसी भी स्थिति में ऐसी नगर पालिका या स्थानीय नगर क्षेत्र सीमाओं से पांच किलोमीटर के भीतर नहीं, पथकर प्लाजा स्थापित कर सकेगा या पथकर प्लाजा स्थापित करने के लिए रियायतग्राही को अनुज्ञात कर सकेगा :

परंतु यह और कि यदि, यथास्थिति, राष्ट्रीय राजमार्ग सेक्शन, स्थायी पुल, उपमार्ग या सुरंग का निर्माण मुख्यतः ऐसी नगर पालिका या नगर क्षेत्र के निवासियों के उपयोग के लिए नगर पालिका या नगर क्षेत्र की सीमाओं के भीतर या ऐसी सीमाओं से पाँच किलोमीटर के भीतर किया जाता है वहाँ पथकर प्लाजा, नगर पालिका या नगर क्षेत्र की सीमाओं के भीतर या ऐसी सीमाओं से 5 किलोमीटर की दूरी के भीतर स्थापित किया जा सकेगा ।

(2) राष्ट्रीय राजमार्ग के उसी सेक्शन पर और एक ही दिशा में साठ किलोमीटर की दूरी के भीतर कोई अन्य पथकर प्लाजा स्थापित नहीं किया जाएगा :

परंतु जहाँ निष्पादन प्राधिकारी आवश्यक समझे, वहाँ वह लेखबद्ध किए जाने वाले कारणों से, साठ किलोमीटर की दूरी के भीतर कोई अन्य पथकर प्लाजा स्थापित कर सकेगा या स्थापित करने के लिए रियायतग्राही को अनुज्ञात कर सकेगा :

परंतु यह और कि ऐसा पथकर प्लाजा दूसरे पथकर प्लाजा से साठ किलोमीटर की दूरी के भीतर स्थापित किया जा सकेगा, यदि ऐसा पथकर प्लाजा स्थायी पुल, उपमार्ग या सुरंग के लिए फीस के संग्रहण के लिए है ।

9. रियायत - (1) यथास्थिति, निष्पादन प्राधिकारी या रियायतग्राही, अनुरोध किए जाने पर, नियम 9 के उप-नियम (2) में विनिर्दिष्ट दरों पर विनिर्दिष्ट अवधि के भीतर पथकर प्लाजा पार करने के लिए बहु-यात्राओं हेतु पास प्रदान कर सकेगा ।

(2) यांत्रिक यान का चालक, स्वामी या भारसाधक व्यक्ति जो राष्ट्रीय राजमार्ग के सेक्शन, स्थायी पुल, उपमार्ग या सुरंग का उपयोग करता है, ऐसे पास का चयन कर सकता है तथा उसे निम्नलिखित दरों के अनुसार फीस का संदाय करना होगा अर्थात् :-

संदेय धनराशि	अनुज्ञात एकतरफा यात्राओं की अधिकतम संख्या	विधिमान्यता की अवधि
एकतरफा यात्रा के लिए फीस का डेट गुणा	दो	संदाय के समय से चौबीस घंटे
पचास एकल यात्राओं के लिए संदेय फीस की रकम का दो तिहाई	पचास	संदाय की तारीख से एक मास

(3) ऐसा कोई व्यक्ति जो गैर-वाणिज्यिक प्रयोजनों के लिए रजिस्ट्रीकृत यांत्रिक यान का स्वामी है और उस प्रकार उसका उपयोग राष्ट्रीय राजमार्ग के किसी सेक्शन, स्थायी पुल, उपमार्ग या सुरंग पर यात्रा करने के लिए करता है, आधार वर्ष 2007-08 के लिए प्रति कैलेंडर मास एक सौ पचास रुपए और नियम 5 के अनुसार वार्षिक रूप से पुनरीक्षित आधार दर पर फीस के संदाय पर ऐसे पास में विनिर्दिष्ट पथकर प्लाजा पार करने के लिए उसे अधिकृत करने वाला पास प्राप्त कर सकेगा ।

परंतु ऐसा पास तभी जारी किया जाएगा जब ऐसे यांत्रिक यान का चालक, स्वामी या भारसाधक व्यक्ति, उस व्यक्ति द्वारा विनिर्दिष्ट पथकर प्लाजा से बीस किलोमीटर की दूरी के भीतर निवास करता है और, यथास्थिति, ऐसे राष्ट्रीय राजमार्ग के सेक्शन, स्थायी पुल, उपमार्ग या सुरंग का उपयोग विनिर्दिष्ट पथकर प्लाजा से अगले पथकर प्लाजा से आगे नहीं किया जाता है ।

परंतु यह और कि यदि किसी यांत्रिक यान के चालक, स्वामी या भारसाधक व्यक्ति द्वारा उपयोग के लिए कोई सर्विस सड़क या वैकल्पिक सड़क उपलब्ध है तो ऐसा कोई पास जारी नहीं किया जाएगा ।

(4) ऐसे यांत्रिक यान के चालक, स्वामी या भारसाधक व्यक्ति को कोई पास जारी नहीं किया जाएगा या उससे फीस संग्रहीत नहीं की जाएगी जो राष्ट्रीय राजमार्ग के सेक्शन के भाग का उपयोग करता है और पथकर प्लाजा को पार नहीं करता ।

10. अतिभराई के लिए फीस की दर - (1) तत्समय प्रवृत्त किसी विधि के अधीन किसी यांत्रिक यान के चालक, स्वामी या भारसाधक व्यक्ति के किसी दायित्व पर प्रतिकूल प्रभाव डाले बिना ऐसा यांत्रिक यान, जो नियम 4 के उप-नियम (2) के अधीन उसके प्रवर्ग के लिए विनिर्दिष्ट अनुज्ञेय भार से अधिक भार से लदा है, ऐसी दर पर फीस का संदाय करने के लिए दायी होगा जो अगली उच्चतर श्रेणी के यांत्रिक यान के लिए लागू है :

परंतु अतिभराई के लिए ऐसी फीस का संदाय यांत्रिक यान के चालक, स्वामी या भारसाधक व्यक्ति को उस राष्ट्रीय राजमार्ग का उपयोग करने के लिए हकदार नहीं बनाएगा और उसका यान, उस यांत्रिक यान से अधिक भार हटाए जाने तक राष्ट्रीय राजमार्ग का उपयोग करने या पथकर प्लाजा पार करने से निवारित होगा ।

(2) पथकर प्लाजा पर संस्थापित तुला चौकी पर यथा अभिलिखित यांत्रिक यान का भार इस नियम के अधीन अतिभराई के लिए फीस उद्ग्रहण किए जाने का आधार होगा :

परंतु जहां पथकर प्लाजा पर कोई तुला चौकी संस्थापित नहीं की गई है, यहां इस नियम के अधीन अतिभराई के लिए कोई फीस उद्ग्रहीत और संग्रहीत नहीं की जाएगी और यांत्रिक यान का चालक, स्वामी या भारसाधक व्यक्ति केवल ऐसे यान के लिए लागू फीस का संदाय करने के लिए दायी होगा ।

11. फीस के संदाय से छूट - (1) ऐसे यांत्रिक यान से फीस उद्ग्रहीत और संग्रहीत नहीं की जाएगी -

(क) जो निम्नलिखित को ले जा रहे हैं और उसके साथ चल रहे हैं :-

- i) भारत के राष्ट्रपति;
- ii) भारत के उपराष्ट्रपति;
- iii) भारत के प्रधान मंत्री ;
- iv) भारत के मुख्य न्यायमूर्ति ;
- v) राज्यपाल ;
- vi) उप राज्यपाल ;
- vii) संघ के मंत्री;
- viii) मुख्य मंत्री ;
- ix) उच्चतम न्यायालय के न्यायमूर्ति ;
- x) राज्य सभा के सभापति ;
- xi) लोक सभा अध्यक्ष ;
- xii) राज्य विधान परिषद के सभापति ;
- xiii) राज्य विधान सभा के अध्यक्ष ;
- xiv) उच्च न्यायालय के मुख्य न्यायाधीश ;
- xv) उच्च न्यायालय के न्यायाधीश ;
- xvi) राज्यों के मंत्री ; और
- xvii) सरकारी दौरे पर उच्च पदस्थ विदेशी व्यक्ति ।

(ख) जो निम्नलिखित द्वारा शासकीय प्रयोजनों के लिए प्रयुक्त किया जा रहा है -

- i) रक्षा मंत्रालय जिनमें वे भी हैं जो भारतीय पथकर (सेना और वायु सेना) अधिनियम, 1901 के उपबंधों, और उसके अधीन बनाए गए नियमों, जो नौ सेना को भी विस्तारित किए गए हैं, के अनुसार छूट के लिए पात्र हैं ;
- ii) अर्द्ध सैनिक बलों और पुलिस सहित वर्दी में केंद्रीय और राज्य सशस्त्र बल ;
- iii) कार्यपालक मजिस्ट्रेट ;
- iv) अग्नि शमन विभाग या संगठन ;
- v) भारतीय राष्ट्रीय राजमार्ग प्राधिकरण या कोई अन्य संगठन या व्यक्ति जो ऐसे यान का प्रयोग निरीक्षण, सर्वेक्षण, निर्माण या उसके प्रचालन और रखरखाव के लिए कर रहा है ।

(ग) एंबुलेंस के रूप में प्रयुक्त यान ।

12. सूचना का संप्रदर्शन - (1) यथास्थिति, निष्पादन प्राधिकारी या रियायतग्राही, यांत्रिक यान से प्रभारित की जाने वाली फीस की रकम को विनिर्दिष्ट करते हुए एक सूचना अंग्रेजी और क्षेत्रीय भाषा के एक-एक समाचार पत्र में, जिसका उस क्षेत्र में व्यापक परिचालन है, प्रकाशित करेगा ।

(2) निष्पादन प्राधिकारी पथकर प्लाजा से एक हजार मीटर पहले हिंदी और अंग्रेजी में और पथकर प्लाजा से पाँच सौ मीटर पहले अंग्रेजी और स्थानीय भाषा में सहज रूप से निम्नलिखित को संप्रदर्शित करेगा ;

- i) प्रत्येक वर्ग के यान के लिए संदेय फीस की रकम और नियम 9 के अधीन उपलब्ध रियायतें ;
- ii) फीस के संदाय से छूट प्राप्त यानों के प्रवर्ग ; और
- iii) यथास्थिति, निष्पादन प्राधिकारी या रियायतग्राही का नाम, पता और फोन या संपर्क नंबर ।

(3) संप्रदर्शन बोर्डों की ऊँचाई, उनकी गुणवत्ता और अक्षरों का आकार प्रयोक्ताओं के लिए सहज रूप से दृष्टव्य और पठनीय होगा ।

13. अनधिकृत संग्रहण - (1) यथास्थिति, केन्द्रीय सरकार या निष्पादन प्राधिकारी द्वारा प्राधिकृत कोई अधिकारी, निष्पादन प्राधिकारी या रियायतग्राही द्वारा संग्रहीत अधिक फीस, यदि कोई हो, का निर्धारण करेगा और संग्रहीत अधिक फीस के पच्चीस प्रतिशत के बराबर अतिरिक्त राशि के साथ ऐसे प्राधिकारी या रियायतग्राही से उसकी वसूली कर सकेगा :

परंतु ऐसी अधिक फीस की वसूली तब तक नहीं की जाएगी जब तक, यथास्थिति, निष्पादन प्राधिकारी या रियायतग्राही को सुनवाई का अवसर नहीं दे दिया गया हो ।

(2) फीस के अप्राधिकृत संग्रहण से व्यथित यांत्रिक यान का कोई चालक, स्वामी या भारसाधक व्यक्ति इस निमित्त, यथास्थिति, केन्द्रीय सरकार या निष्पादन प्राधिकारी द्वारा प्राधिकृत अधिकारी के पास शिकायत दर्ज करा सकेगा जो पक्षकारों की सुनवाई करने के पश्चात् उस शिकायत पर तीस दिन के भीतर अधिक संदाय के प्रतिदाय और ऐसे प्रयोक्ता को हुई असुविधा हेतु नुकसानियों के लिए आदेश पारित कर सकेगा ।

14. फीस का संदाय करने में असफलता - (1) यदि यांत्रिक यान का कोई चालक, स्वामी या भारसाधक व्यक्ति, राष्ट्रीय राजमार्ग, स्थायी पुल, उपमार्ग या सुरंग के उपयोग के लिए फीस का संदाय नहीं करता है या संदाय करने से इंकार करता है तो उसके यान को राष्ट्रीय राजमार्ग के ऐसे सेक्शन, स्थायी पुल, उपमार्ग या सुरंग का उपयोग करने को अनुज्ञात नहीं किया जाएगा और यदि ऐसा यान यातायात के सामान्य प्रवाह को बाधा पहुंचाता है तो, यथास्थिति, निष्पादन प्राधिकारी या रियायतग्राही ऐसे बाधक यान को, यथास्थिति, राष्ट्रीय राजमार्ग, स्थायी पुल, उपमार्ग या सुरंग से हटवा सकेगा ।

(2) जहां, यांत्रिक यान का चालक, स्वामी या भारसाधक व्यक्ति इन नियमों के अधीन उद्ग्रहीत फीस का संदाय करने से इंकार करेगा या उसमें असफल रहेगा तो उसकी वसूली यांत्रिक यान के रजिस्ट्रीकृत स्वामी से की जाएगी ।

(3) जहां यथास्थिति, केन्द्रीय सरकार, निष्पादन प्राधिकारी या रियायतग्राही के पास यह विश्वास करने का कारण है कि कोई यांत्रिक यान देय फीस का संदाय किए बिना राष्ट्रीय राजमार्ग के सेक्शन, स्थायी पुल, उपमार्ग या सुरंग में चल रहा है, तो वहां वह उसके संदाय का सत्यापन करने के प्रयोजन के लिए उस यान को रोक सकेगा और ऐसे यान से शोध्य फीस की यसूली कर सकेगा।

15. अभिलेखों का सत्यापन करने की केन्द्रीय सरकार की शक्ति - यथास्थिति, केन्द्रीय सरकार या निष्पादन प्राधिकारी द्वारा सम्यक रूप से प्राधिकृत किसी अधिकारी को फीस के संग्रहण का सत्यापन करने तथा, यथास्थिति, निष्पादन प्राधिकारी या रियायतग्राही के किसी दस्तावेज, अभिलेखों, अन्य सूचना, रसीदों या रिपोर्टों का निरीक्षण करने की शक्ति होगी।

16. प्राइवेट विनिधान परियोजना के संबंध में फीस का संग्रहण - (1) नियम 3 के उप-नियम (3) के उपबंधों के अधीन उद्ग्रहीत फीस का संग्रहण, रियायतग्राही द्वारा उसके करार के प्रवृत्त रहने तक, किया जाएगा।

(2) नियम 3 के उप-नियम (3) के अधीन विनिर्दिष्ट करार की समाप्ति की तारीख से ही उद्ग्रहीत फीस का संग्रहण, यथास्थिति, केन्द्रीय सरकार या निष्पादन प्राधिकारी द्वारा किया जाएगा।

17. अतिरिक्त अवरोधक के संस्थापन का वर्जन - पथकर प्लाजा से भिन्न किसी अन्य स्थान पर कोई अवरोधक, यथास्थिति, केन्द्रीय सरकार या निष्पादन प्राधिकारी की लिखित पूर्वानुमति के सिवाए संस्थापित नहीं किया जाएगा जो यह समाधान होने के पश्चात् कि फीस का अपवंचन हुआ है, ऐसे निबंधनों और शर्तों पर जो वह अधिरोपित करे, फीस के अपवंचन को रोकने के लिए पथकर प्लाजा से दस किलोमीटर के भीतर, यथास्थिति, केन्द्रीय सरकार या निष्पादन प्राधिकारी या रियायतग्राही द्वारा ऐसे अतिरिक्त अवरोधक की संस्थापना किए जाने की अनुमति दे सकेगा :

परंतु यथास्थिति, केन्द्रीय सरकार या निष्पादन प्राधिकारी किसी भी समय लेखबद्ध किए जाने वाले कारणों से ऐसी अनुमति को वापस ले सकेगा।

परंतु यह और कि जहां यथास्थिति, केन्द्रीय सरकार या निष्पादन प्राधिकारी, रियायतग्राही द्वारा अतिरिक्त अवरोधक की स्थापना किए जाने की अनुमति नहीं देता है, वहां इस प्रकार इंकार किए जाने के कारणों को युक्तियुक्त अवधि के भीतर रियायतग्राही को संसूचित किया जाएगा।

MINISTRY OF SHIPPING, ROAD TRANSPORT AND HIGHWAYS
(Department of Road Transport and Highways)
NOTIFICATION

New Delhi, the 5th December, 2008

G.S.R. 838(E).—In exercise of the powers conferred by section 9 of the National Highways Act, 1956 (48 of 1956) and in supersession of the National Highways (Temporary Bridges) Rules, 1964, the National Highways (Collection of Fees by any person for the Use of Section of National Highways/Permanent Bridge/Temporary Bridge on National Highways) Rules, 1997, the National Highways (Fees for the Use of National Highways Section and Permanent Bridge - Public Funded Project) Rules, 1997 and the National Highways (Rate of Fees) Rules, 1997, except as respects things done or omitted to be done before such supersession, the Central Government hereby makes the following rules for collection of fee for use of sections of national highways, permanent bridges, bypasses and tunnels, namely:-

1. **Short title and commencement.** - (1) These rules may be called the National Highways Fee (Determination of Rates and Collection) Rules, 2008.
(2) They shall come into force on the date of their publication in the Official Gazette.
(3) They shall not apply to agreements and contracts executed and bids invited prior to the publication of these rules.

2. **Definitions.**— (1) In these rules, unless the context otherwise requires,-
 - (a) “Act” means the National Highways Act, 1956;
 - (b) “base year” means the period from 1st April 2007 to 31st March 2008;
 - (c) “bypass” means a section of the national highway bypassing a town or city;
 - (d) “concessionaire” means a person with whom an agreement has been entered into under section 8A of the Act;
 - (e) “elevated highway” means any section of national highway raised above ground level through support of piers or columns;
 - (f) “executing authority” means an officer or authority notified by the Central Government under section 5 of the Act;
 - (g) “expressway” means a national highway having a divided carriageway suitable for high speed traffic and with control of access;
 - (h) “financial year” means the year commencing on the 1st day of April of a year and ending on 31st day of March of the succeeding year;

- (i) "gross vehicle weight" in respect of any vehicle means the weight of the vehicle and load certified and registered by the authority as permissible for that vehicle under the Motor Vehicles Act, 1988 (59 of 1988);
- (j) "lane" means a lane forming part of the main carriageway having a minimum width of three meters and fifty centimeters;
- (k) "mechanical vehicle" means any vehicle driven under its own power, including a motor vehicle as defined under the Motor Vehicles Act, 1988;
- (l) "notification" means a notification published in the Official Gazette;
- (m) "private investment project" means a project relating to section of national highway, permanent bridge, bypass or tunnel, as the case may be, for which an agreement is entered into with a concessionaire;
- (n) "public funded project" means a project which is not a private investment project, as defined in clause (m) above and includes a private investment project in respect of which the agreement has expired;
- (o) "toll plaza" means any building, structure or booth made for collection of fee.

(2) Words and expressions used herein and not defined but defined in the National Highways Authority of India Act, 1988 shall have the meanings respectively assigned to them in that Act.

3. **Levy of fee.**- (1) The Central Government may by notification, levy fee for use of any section of national highway, permanent bridge, bypass or tunnel forming part of the national highway, as the case may be, in accordance with the provisions of these rules:

Provided that the Central Government may, by notification, exempt any section of national highway, permanent bridge, bypass or tunnel constructed through a public funded project from levy of such fee or part thereof, and subject to such conditions as may be specified in that notification.

(2) The collection of fee levied under sub-rule (1) of rule 3, shall commence within forty- five days from the date of completion of the section of national highway, permanent bridge, bypass or tunnel, as the case may be, constructed through a public funded project.

(3) In case of private investment project, the collection of fee levied under sub-rule (1) shall be made in accordance with the terms of the agreement entered into by the concessionaire.

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(4)
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No fee shall be levied for the use of the section of national highway, permanent bridge, bypass or tunnel, as the case may be, by two wheelers, three wheelers, tractors and animal drawn vehicles:

Provided that three wheelers, tractors and animal-drawn vehicles shall not be allowed to use the section of national highway, permanent bridge, bypass or tunnel, as the case may be, where a service road or alternative road is available in lieu of the said national highway, permanent bridge, bypass or tunnel:

Provided further that where service road or alternative road is available and the owner, driver or the person in charge of a two wheeler is making use of the section of national highway, permanent bridge, bypass or tunnel, as the case may be, he or she shall be charged fifty per cent. of the fee levied on a car.

Explanation 1.- For the purposes of this rule,- (a) "alternative road" means such other road, the carriageway of which is more than ten meters wide and the length of which does not exceed the corresponding length of such section of national highway by twenty per cent. thereof;

(b) "service road" means a road running parallel to a section of the national highway which provides access to the land adjoining such section of the national highway.

(5) The fee notified by the Central Government under these rules shall be rounded off and levied in multiple of the nearest Rupees five.

4. **Base rate of fee.** - (1) The rate of fee for use of the section of national highway, permanent bridge, bypass or tunnel constructed through public funded project or private investment project shall be identical.

(2) The rate of fee for use of a section of national highway of four or more lanes shall, for the base year 2007-08, be the product of the length of such section multiplied by the following rates, namely:-

Type of Vehicle	Base rate of fee per km (in Rupees)
Car, Jeep, Van or Light Motor Vehicle	0.65
Light Commercial Vehicle, Light Goods Vehicle or Mini Bus	1.05
Bus or Truck	2.20
Heavy Construction Machinery(HCM) or Earth Moving Equipment (EME) or Multi Axle Vehicle (MAV) (three to six axles)	3.45
Oversized Vehicles (seven or more axles)	4.20

Explanation.- For the purposes of this rule,-

(a) "car" or "jeep" or "van" or "light motor vehicle" means any mechanical vehicle the gross vehicle weight of which does not exceed seven thousand five hundred kilograms or the registered passenger carrying capability as specified in the certificate of registration issued under the Motor Vehicles Act, 1988 does not exceed twelve excluding the driver;

(b) "light commercial vehicle" or "light goods vehicle" or "mini bus" means any mechanical vehicle with a gross vehicle weight exceeding seven thousand five hundred kilograms but less than twelve thousand kilograms or the registered passenger carrying capability as specified in the certificate of registration issued under the Motor Vehicles Act, 1988, exceeds twelve but does not exceed thirty two excluding the driver;

(c) "truck" or "bus" means any mechanical vehicle with a gross vehicle weight exceeding twelve thousand kilograms but less than twenty thousand kilograms or the registered passenger carrying capability as specified in the certificate of registration issued under the Motor Vehicles Act, 1988, exceeds thirty two, excluding the driver;

(d) "heavy construction machinery" or "earth moving equipment" or "multi axle vehicle" means heavy construction machinery or earth moving equipment or mechanical vehicle including a multi axle vehicle with three to six axles or vehicle with a gross vehicle weight exceeding twenty thousand kilograms but less than sixty thousand kilogram; and

(e) "oversized vehicle" means any mechanical vehicle having seven or more axles or vehicle with a gross vehicle weight exceeding sixty thousand kilograms.

(3) The rate of fee for use of a section of national highway, having two lanes and on which the average investment for up gradation has exceeded Rupees one crore per kilometer, shall be sixty per cent. of the rate of fee specified under sub-rule (2) of rule 4.

(4) The rate of fee for use of permanent bridge, bypass or tunnel constructed with the cost exceeding Rupees ten crore, shall, for the base year 2007-08, be as follows:-

Base rate of fee (Rupees per vehicle per trip)					
Cost of permanent bridge, bypass or tunnel (Rupees in crore)	Car, Jeep, Van or Light Motor Vehicle	Light Commercial Vehicle, Light Goods Vehicle or Mini Bus	Truck or Bus	HCM, EME or MAV	Oversized Vehicle
10 to 15	5	7.50	15	22	30
For every additional Rupees five crore or part thereof, exceeding Rupees fifteen crore and up to Rupees one hundred crore.	1	1.50	3	4.50	6
For every additional Rupees five crore or part thereof, exceeding Rupees one hundred crore and upto Rupees two hundred crore.	0.75	1.15	2.25	3.40	4.50
For every additional Rupees five crore or part thereof, exceeding Rupees two hundred crore.	0.50	0.75	1.50	2.25	3

Provided that while computing fee for the section of national highway on which a permanent bridge, bypass or tunnel costing Rupees fifty crore or more is situated, the length of such permanent bridge, bypass or tunnel shall be excluded from the length of such section of national highway and fee shall be levied at the rates specified for such permanent bridge, bypass and tunnel:

Provided further that where the cost of such permanent bridge, bypass or tunnel, as the case may be, is less than Rupees fifty crore, and the said permanent bridge, bypass or tunnel, form part of the section of national highway, then instead of above rate of fee, the rate of fee specified under sub-rule (2) of rule 4 shall be applicable for such permanent bridge, bypass or tunnel.

Explanation.- For the purpose of this sub-rule,-

- (a) the cost for private investment project, shall be the cost as assessed by the executing authority prior to invitation of bids from the concessionaire ;
- (b) the cost for public funded project shall be the cost as assessed by the executing authority six months prior to completion thereof.

5. Annual revision of rate of fee.-(1) The rates specified under rule 4 shall be increased without compounding, by three per cent. each year with effect from the 1st day of April, 2008 and such increased rate shall be deemed to be the base rate for the subsequent years.

(2) The applicable base rates shall be revised annually with effect from April 1 each year to reflect the increase in wholesale price index between the week ending on January 6, 2007 (i.e. 208.7) and the week ending on or immediately after January 1 of the year in which such revision is undertaken but such revision shall be restricted to forty per cent of the increase in wholesale price index.

(3) The formula for determining the applicable rate of fee shall be as follows:-

$$\text{Applicable rate of fee} = \text{base rate} + \text{base rate} \times \left\{ \frac{\text{WPI A} - \text{WPI B}}{\text{WPI B}} \right\} \times 0.4$$

Explanation.- for the purposes of this sub-rule ,-

- (a) applicable rate of fee shall be the rate payable by the user;
- (b) base rate shall be the rate specified in rule 4 read with sub-rule (1) of rule 5;
- (c) WPI A means the wholesale price index of the week ending on or subsequent to 1st January immediately preceding the date of revision under these rules; and

(d) WPI B means the wholesale price index of the week ending on 6th January, 2007 i.e. 208.7.

Illustration:

If the revision is to be made for the year 2008-09 by applying the wholesale price index of the week ending on 5th January 2008 (i.e. 216.6), then the rate for car, jeep or van will be 0.6796 as computed below:

$$\text{Applicable rate of fee: } 0.6695 + 0.6695 \times \left\{ \frac{216.6 - 208.7}{208.7} \right\} \times 0.4 = 0.6796$$

(4) Annual revision of rate of fee under this rule shall be effective from first of April every year.

6. Collection of fee.- (1) Fee levied under these rules shall be collected by the Central Government or the executing authority or the concessionaire, as the case may be, at the toll plaza.

(2) Every driver, owner or person in charge of a mechanical vehicle shall for the use of the section of national highway, permanent bridge, bypass or tunnel, before crossing the toll plaza, pay the fee specified under these rules.

(3) The fee collected under these rules shall be paid either in cash or through smart card or on board unit (transponder) or any other like device:

Provided that no additional charges shall be realised for making the payment of fee by use of a smart card or on board unit (transponder) or any other such device.

(4) Any driver, owner or person in charge of a mechanical vehicle who opts for the installation of on board unit (transponder) or any other such device for payment of fee, shall deposit a refundable security equivalent to the cost of the equipment with the Central Government, the executing authority or the concessionaire, as the case may be, for such installation and no interest shall accrue on such security deposit.

(5) The person receiving such fee under sub-rule (2) of rule 6, shall issue to the driver, owner or person in charge of mechanical vehicle a receipt, specifying therein the date and time of such receipt of fee, total amount received, and the class of vehicle for which the fee has been received:

Provided that where the fee is paid through smart card or on board unit (transponder) or any other such device, a receipt shall be issued on demand only.

(6) The fee shall be collected in perpetuity by the Central Government or the executing authority, as the case may be, and for a specified period in accordance with the terms of the agreement entered into by the concessionaire.

(7) In respect of public funded projects the fee levied under these rules shall be collected by the Central Government, or the executing authority, as the case may be, through its own officials or through a contractor.

7. **Remittance and appropriation of fee.-** (1) In case of public funded projects, the fee collected under the provisions of these rules by every executing authority shall be remitted to the Central Government:

Provided that the Central Government may by notification allow any or all executing authorities to appropriate the whole or any part of the fee for such purposes and subject to such conditions as may be specified in the said notification:

Provided further that in case of private investment projects, the fee collected under the provisions of these rules shall be appropriated by the concessionaire in accordance with the provisions of and for the performance of its obligations under the agreement entered into by such concessionaire.

(2) Every executing authority shall remit to the Central Government, the amount of fee collected over and above the amount permitted to be appropriated by the executing authority under sub-rule (1) of rule 7, within ninety days from the date of the closing of the financial year along with an annual return showing the amount collected and the

expenditure incurred on collection of fee, including the administrative and management expenses.

(3) The Central Government shall by notification determine the administrative and management expenses which may be allowed to be deducted and retained by the executing authority.

8. Location of toll plaza.- (1) The executing authority or the concessionaire, as the case may be, shall establish a toll plaza beyond a distance of ten kilometers from a municipal or local town area limits:

Provided that the executing authority may, for reasons to be recorded in writing, locate or allow the concessionaire to locate a toll plaza within a distance of ten kilometers of such municipal or local town area limits, but in no case within five kilometers of such municipal or local town area limits:

Provided further that where a section of the national highway, permanent bridge, bypass or tunnel, as the case may be, is constructed within the municipal or town area limits or within five kilometers from such limits, primarily for use of the residents of such municipal or town area, the toll plaza may be established within the municipal or town area limits or within a distance of five kilometers from such limits.

(2) Any other toll plaza on the same section of national highway and in the same direction shall not be established within a distance of sixty kilometers:

Provided that where the executing authority deems necessary, it may for reasons to be recorded in writing, establish or allow the concessionaire to establish another toll plaza within a distance of sixty kilometers:

Provided further that a toll plaza may be established within a distance of sixty kilometers from another toll plaza if such toll plaza is for collection of fee for a permanent bridge, bypass or tunnel.

9. **Discounts.**-(1) The executing authority or the concessionaire, as the case may be, shall upon request provide a pass for multiple journeys to cross a toll plaza within the specified period at the rates specified in sub-rule (2) of rule 9.

(2) A driver, owner or person in charge of a mechanical vehicle who makes use of the section of national highway, permanent bridge, bypass or tunnel, may opt for such pass and he or she shall have to pay the fee in accordance with the following rates, namely:-

Amount payable	Maximum number of one way journeys allowed	Period of validity
One and half times of the fee for one way journey	Two	Twenty four hours from the time of payment
Two-third of amount of the fee payable for fifty single journeys.	Fifty	One month from date of payment

(3) A person who owns a mechanical vehicle registered for non-commercial purposes and uses it as such for commuting on a section of national highway, permanent bridge, bypass or tunnel, may obtain a pass, on payment of fee at the base rate for the year 2007-2008 of Rupees one hundred and fifty per calendar month and revised annually in accordance with rule 5, authorising it to cross the toll plaza specified in such pass:

Provided that such pass shall be issued only if such driver, owner or person in charge of such mechanical vehicle resides within a distance of twenty kilometers from the toll plaza specified by such person and the use of such section of national highway, permanent bridge, bypass or tunnel, as the case may be, does not extend beyond the toll plaza next to the specified toll plaza.

Provided further that no such pass shall be issued if a service road or alternative road is available for use by such driver, owner or person in charge of a mechanical vehicle.

(4) No pass shall be issued or fee collected from a driver, owner or person in charge of a mechanical vehicle that uses part of the section of a national highway and does not cross a toll plaza.

10. Rate of fee for overloading.- (1) Without prejudice to the liability of the driver, owner or a person in charge of a mechanical vehicle under any law for the time being in force, a mechanical vehicle which is loaded in excess of the permissible load specified for its category under sub-rule (2) of rule 4, shall be liable to pay fee at such rate which is applicable for the next higher category of mechanical vehicles:

Provided that the payment of such fee for overloading shall not entitle a driver or owner or a person in charge of a mechanical vehicle to make use of such national highway and his or her vehicle shall be prevented from using the national highway or crossing the toll plaza until the excess load has been removed from such mechanical vehicle.

(2) The weight of a mechanical vehicle, as recorded at a weighbridge installed at the toll plaza, shall be the basis for levying the fee for overloading under this rule:

Provided that where no weighbridge has been installed at the toll plaza, no fee for overloading shall be levied and collected under this rule and the driver, owner or person in charge of the mechanical vehicle shall be liable to pay fee applicable for such vehicle only.

11. Exemption from payment of fee.- (1) No fee shall be levied and collected from a mechanical vehicle,-

(a) transporting and accompanying,-

- (i) the President of India;
- (ii) the Vice-President of India;
- (iii) the Prime-Minister of India;
- (iv) the Chief Justice of India;
- (v) the Governor;
- (vi) the Lieutenant Governor;
- (vii) the Union Minister;

- (viii) the Chief Minister;
- (ix) the Judge of Supreme Court;
- (x) the Chairman of the Council of State;
- (xi) the Speaker of the House of People;
- (xii) the Chairman of the Legislative Council of the State;
- (xiii) the Speaker of the Legislative Assembly of the State;
- (xiv) the Chief Justice of High Court;
- (xv) the Judge of High Court;
- (xvi) Ministers of States; and
- (xvii) Foreign dignitaries on State visit.

(b) used for official purposes by,-

- (i) the Ministry of Defence including those which are eligible for exemption in accordance with the provisions of the Indian Toll (Army and Air Force) Act, 1901 and rules made thereunder, as extended to Navy also;
- (ii) the Central and State armed forces in uniform including para military forces and police;
- (iii) an executive Magistrate;
- (iv) a fire-fighting department or organisation;
- (v) the National Highway Authority or any other organisation or person using such vehicle for inspection, survey, construction or operation and maintenance thereof; and

(c) used as ambulance.

12. Display of Information.- (1) The executing authority or the concessionaire, as the case may be, shall publish a notice specifying the amount of fee to be charged from the mechanical vehicle, in at least one Newspaper, each in English and vernacular language, having a wide circulation in such area.

(2) The executing authority shall prominently display in Hindi and English one thousand meters ahead of the toll plaza and in English and local language five hundred meters ahead of the toll plaza,-

- (i) the amount of fee payable for each class of vehicles and the discounts available under rule 9;

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- (ii) the categories of vehicles exempted from payment of fee; and
- (iii) the name, address and telephone or contact number of the executing authority or the concessionaire, as the case may be.

(3) The height of the display boards, their quality and size of lettering shall be clearly visible and legible to the users.

13. Unauthorised collection.- (1) An officer authorised by the Central Government or by the executing authority, as the case may be, may assess the excess fee collected, if any, by the executing authority or the concessionaire, as the case may be, and recover the same from such authority or concessionaire, along with an additional sum equal to twenty five per cent. of the excess fee collected:

Provided that no recovery of such excess fee shall be made unless an opportunity of hearing has been given to the executing authority or concessionaire, as the case may be.

(2) Any driver, owner or person incharge of a mechanical vehicle aggrieved by unauthorised collection of fee, may lodge a complaint with the officer authorised by the Central Government or the executing authority, as the case may be, in this behalf, who shall after hearing the parties pass an order on such complaint for refund of excess payment and damages for the inconvenience suffered by such user within thirty days.

14. Failure to pay fee.- (1) If any driver, owner or person in charge of a mechanical vehicle does not pay or refuses to pay the fee for use of national highway, permanent bridge, bypass or tunnel, his or her vehicle shall not be allowed to use such section of national highway, permanent bridge, bypass or tunnel and in case such vehicle obstructs the normal flow of traffic, the executing authority or the concessionaire, as the case may be, may get such obstructing vehicle removed from the national highway, permanent bridge, bypass or tunnel, as the case may be.

(2) Where the driver or the person in charge of a mechanical vehicle refuses or fails to pay the fee levied under these rules, the same shall be recovered from the registered owner of the mechanical vehicle.

(3) Where the Central Government, executing authority or the concessionaire, as the case may be, has reason to believe that a mechanical vehicle is plying on a section of the national highway, permanent bridge, bypass or tunnel without payment of fee due; it may stop such vehicle for the purpose of verifying the payment thereof and collect the fee due from such vehicle.

15. **Power of Central Government to verify records.-** An officer duly authorised by the Central Government or the executing authority, as the case may be shall have the power to verify the collection of fee, and inspect any document, records, other information, receipts or reports of the executing authority or the concessionaire, as the case may be.

16. **Collection of fee in respect of Private Investment Project.-** (1) The fee levied under the provisions of sub-rule (3) of rule 3 shall be collected by the concessionaire till its agreement is in force.

(2) On and from the date of expiry of the agreement specified under sub-rule (3) of rule 3, the fee levied shall be collected by the Central Government or the executing authority, as the case may be.

17. **Bar for installation of additional barrier.-** No barrier shall be installed at any place, other than at the toll plaza, except with the prior permission in writing of the Central Government or the executing authority, as the case may be, who after being satisfied that there is evasion of fee, may allow on such terms and conditions as it may impose, the installation of such additional barrier by the Central Government, the executing authority or the concessionaire, as the case may be, within ten kilometers from the toll plaza, to check the evasion of fee:

Provided that the Central Government or the executing authority, as the case may be, may, at any time, for reasons to be recorded in writing, withdraw such permission.

Provided further that where the Central Government or the executing authority, as the case may be, do not allow installation of an additional barrier by the

concessionaire, the reasons for such refusal shall be communicated to such concessionaire within a reasonable period.

[F. No. RW/NH-25016/1/2008/P&P]

P. K. TRIPATHI, Jt. Secy.



भारत का राजपत्र

The Gazette of India

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असाधारण
EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (ii)
PART II—Section 3—Sub-section (ii)

प्राधिकार से प्रकाशित
PUBLISHED BY AUTHORITY

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सड़क परिवहन और राजमार्ग मंत्रालय

अधिसूचना

नई दिल्ली, 4 जुलाई, 2023

का.आ. 2972(अ).—राष्ट्रीय राजमार्ग अधिनियम, 1956 (1956 का 48) की धारा 7 और 8क द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, केंद्र सरकार एतद्वारा सड़क परिवहन एवं राजमार्ग मंत्रालय, भारत सरकार की अधिसूचना संख्या का.आ. 2032(अ), दिनांक 28 अप्रैल, 2022 में आगे निम्नलिखित संशोधन करती है, अर्थात्:

उक्त अधिसूचना की अनुसूची के स्थान पर निम्नलिखित अनुसूची प्रतिस्थापित की जाएगी, अर्थात्:-

"अनुसूची"

(प्रकाशन की तारीख से राष्ट्रीय राजमार्ग संख्या 4 पर हुबली-धारवाड़ बाईपास के प्रयोक्ताओं से निम्नलिखित दरों पर वसूली की जाएगी)

क्र.सं.	वाहनों की श्रेणी	शुल्क श्रेणी क, रुपये में, प्रति वाहन प्रति यात्रा	शुल्क श्रेणी कख, रुपये में, प्रति वाहन प्रति यात्रा	शुल्क श्रेणी ख, रुपये में, प्रति वाहन प्रति यात्रा	शुल्क श्रेणी ग, रुपये में, प्रति वाहन प्रति यात्रा
(1)	(2)	(3)	(4)	(5)	(6)
1.	कार या जीप या वैन	60.00	60.00	75.00	110.00
2.	बसें	60.00	90.00	290.00	380.00

3.	ट्रक	60.00	110.00	350.00	460.00
4.	हल्के वाणिज्यिक वाहन	60.00	65.00	210.00	265.00
5.	बहु-धुरीय वाहन	60.00	100.00	345.00	425.00

शुल्क श्रेणी;

शुल्क श्रेणी क: अयोध्यानगर रोड क्रॉसिंग से प्रवेश कर बाईपास के हुबली छोर की ओर जाने वाले और इसके विपरीत दिशा में जाने वाले वाहनों के साथ ही धारवाड़-गोवा इंटरचेंज से प्रवेश कर बाईपास के धारवाड़ छोर की ओर जाने वाले और इसके विपरीत जाने वाले वाहन (दोनों छोर के शुल्क के रूप में भी उल्लिखित)

शुल्क श्रेणी कख: तारिहाल रोड इंटरचेंज से प्रवेश कर कलघाटगी रोड क्रॉसिंग या कारवाड रोड इंटरचेंज या अयोध्यानगर इंटरचेंज की ओर जाने वाले और इसके विपरीत दिशा में जाने वाले वाहन।

शुल्क श्रेणी ख: कलघाटगी रोड क्रॉसिंग से प्रवेश कर बाईपास के हुबली छोर या धारवाड़ छोर की ओर जाने वाले और इसके विपरीत दिशा में जाने वाले वाहन (आंशिक शुल्क के रूप में भी उल्लिखित)।

शुल्क श्रेणी ग: बाईपास के हुबली छोर या धारवाड़ छोर और अयोध्यानगर इंटरचेंज तथा धारवाड़ गोवा रोड इंटरचेंज से प्रवेश करने वाले और कलघाटगी रोड क्रॉसिंग से आगे की ओर जाने वाले और इसके विपरीत दिशा में जाने वाले वाहन (शुल्क के माध्यम से के रूप में भी उल्लिखित)।

[फा.सं.आरडब्ल्यू/बीएनजी/एनएच-4/बीओटी/एच-डीबाईपास/18/2020/ई-185336]

सुमन प्रसाद सिंह, संयुक्त सचिव

नोट:- मूल अधिसूचना भारत के राजपत्र में सं. का.आ. 1199(अ), दिनांक 12 मई, 2009 के माध्यम से प्रकाशित की गई थी और बाद में सं. का.आ.1089(अ), दिनांक 13 मई, 2010, का.आ. 1060(अ), दिनांक 13 मई 2011, का.आ.1506(क), दिनांक 5 जुलाई 2012, का.आ.1390(अ), दिनांक 28 मई 2013, एस.ओ.सं.2423(अ), दिनांक 17 सितम्बर 2014, का.आ.सं. 2345(अ), दिनांक 26 अगस्त 2015, का.आ.सं. 2315 (अ), दिनांक 5 जुलाई 2016, का.आ.सं. 1680(अ), दिनांक 23 मई 2017, का.आ. सं. 3253(अ), दिनांक 5 जुलाई 2018 और का.आ.सं. 2414(अ), दिनांक 22 जुलाई 2020, का.आ. सं. 3759(अ), दिनांक 14 सितंबर 2021 तथा का.आ.सं. 2032(अ), दिनांक 28 अप्रैल 2022 के माध्यम से इसमें संशोधन किया गया।

MINISTRY OF ROAD TRANSPORT AND HIGHWAYS

NOTIFICATION

New Delhi, the 4th July, 2023

S.O. 2972(E).—In exercise of the powers conferred by section 7 and 8A of the National Highways Act, 1956 (48 of 1956), the Central Government hereby makes the following further amendments in the Notification of the Government of India in the Ministry of Road Transport and Highways number S.O. 2032(E) dated 28th April, 2022 namely;

For the Schedule to the said notification, the following schedule shall be substituted, namely:-



“SCHEDULE”

(Rates to be recovered from users of Hubli-Dharwad Bypass on National Highway No.4 w.e.f. date of publication)

Sl. No.	Categories of Vehicles	Fee Category A, in Rupees, per Vehicle per Trip	Fee Category AB, in Rupees, per Vehicle per Trip	Fee Category B, in Rupees, per Vehicle per Trip	Fee Category C, in Rupees, per Vehicle per Trip
(1)	(2)	(3)	(4)	(5)	(6)
1.	Car or Jeep or Vans	60.00	60.00	75.00	110.00
2.	Buses	60.00	90.00	290.00	380.00
3.	Truck	60.00	110.00	350.00	460.00
4.	Light Commercial Vehicles	60.00	65.00	210.00	265.00
5.	Multi-Axle Vehicles	60.00	100.00	345.00	425.00

Fee category;

Fee Category A: Vehicles entering at Ayodhyanagar road crossing and leaving towards Hubli end of the Bypass and vice versa as well as vehicles entering from Dharwad-Goa Interchange and leaving towards Dharwad end of the Bypass and vice versa (also referred as Both End Fee)

Fee Category AB: Vehicles entering from Tarihal Road Interchange and leaving towards Kalghatagi Road crossing or Karwar Road Interchange or Ayodhyanagar Interchange and vice versa.

Fee Category B: Vehicles entering from Kalghatagi Road crossing and leaving towards Hubli end or Dharwad end of the Bypass and vice versa (also referred as partial fee).

Fee Category C: Vehicles entering from the side of Hubli end or Dharwad end of the Bypass and from Ayodhyanagar Interchange and Dharwad Goa Road Interchange and leaving towards a point beyond Kalghatagi Road crossing and vice versa (also referred as through fee).

[F.No. RW/BNG/NH-4/BOT/H-DBypass/18/2020/E-185336]

SUMAN PRASAD SINGH, Jt. Secy.

Note:- The principal notification was published in the Gazette of India *vide* number S.O. 1199(E), dated 12th May, 2009 and subsequently amended *vide* numbers S.O.1089(E) dated the 13th May, 2010, S.O. 1060(E) dated 13th May, 2011, S.O. 1506(E) dated 5th July, 2012, S.O. 1390(E) dated the 28th May, 2013, S.O.No.2423(E) dated 17th September, 2014, S.O. No. 2345(E) dated 26th August, 2015, S.O. No. 2315(E) dated 5th July, 2016, S.O. No. 1680(E) dated 23rd May, 2017, S.O. No. 3253(E) dated 5th July, 2018 and S.O. No. 2414(E) dated 22nd July, 2020, S.O. No. 3759(E) dated 14th September 2021 and S.O. No. 2032(E) dated 28th April 2022 namely.

RNI No. KARBIL/2001/47147



ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರ

ಅಧಿಕೃತವಾಗಿ ಪ್ರಕಟಿಸಲಾದುದು

ಬೆಂಗಳೂರು ರಾಜ್ಯ ಪತ್ರ

ಭಾಗ - IV-A	ಬೆಂಗಳೂರು, ಮಂಗಳವಾರ, ಮಾರ್ಚ್ 09, 2015 (ಫಾಲ್ಗುಣ 18, ಶಕ ವರ್ಷ 1935)	ನಂ. 208
Part - IV-A	Bengaluru, Monday, March 09, 2015 (Phalguna 18, Shaka Varsha 1935)	No. 208

PUBLIC WORKS, PORTS & INLAND WATER TRANSPORT SECRETARIAT NOTIFICATION

No. PWD 06 EAP 2012 (P3), Bengaluru, Dated: 07-03-2015

Whereas, the draft of the Karnataka Road User Fee (Determination of Rates and Collection) Rules, 2013 and in supersession of the Karnataka Private Investment Project (Road toll or user fee determination of rates and collection) notification 2009 was published as required by sub-section (1) of section 72 of the Karnataka Highways Act, 1964 (Karnataka Act 44 of 1964) in notification No. PWD 06 EAP 2012 P3, dated 26th August, 2013, published in Part IV A of the Karnataka Gazette (Extraordinary) No. 1094 dated 27th August, 2013, inviting objections or suggestions from all the persons likely to be affected thereby, and notice was given that the said draft will be taken into consideration after thirty days from the date of its publication in the Official Gazette.

And, whereas the said Gazette was made available to the public on 27th August, 2013

And, whereas no objections and suggestions have been received in respect of the said draft rules.

Now, therefore, in exercise of the powers conferred by sub-section(1) of section 72 of the Karnataka Highways Act, 1964 (Karnataka Act 44 of 1964) the Government of Karnataka hereby makes the following rules, namely:-

RULES

1. Title and Commencement:-

- 1.1 These rules may be called the Karnataka Road User Fee (Determination of Rates and Collection) Rules, 2014 for State Highways, Standalone Structures.
- 1.2 They shall come into force on the date of their publication in the Official Gazette.
- 1.3 They shall not apply to the agreements and contracts executed and bids invited prior to the publication of these rules in respect of Private Investment and Public Private Partnership (PPP) projects.

2. Definitions :-

In these rules, unless the context otherwise requires:-

- 2.1.a "Act" means the State Highways Act, 1964; (Karnataka Act 44 of 1964);
- 2.1.b "Base year" means the period from 01-04-2013 to 31-03-2014;
- 2.1.c "Build, operate transfer (Annuity) projects" means a project relating to any section of State Highways, Standalone Structures as the case may be, for which an arrangement is entered in to with a concessioner, for the payment of annual grant for construction section of State Highways, Standalone Structures.
- 2.1.d "Bypass" means a section of the State Highways bypassing a town or city;
- 2.1.e "Concessionaire" means a person with whom an agreement has been entered into under section 19A of the Act;
- 2.1.f "Executing authority" means an officer or authority notified by the State Government;
- 2.1.g "Financial year" means the year commencing on the 1st day of April of a year and ending on 31st day of March of the succeeding year;
- 2.1.h "Gross vehicle weight" in respect of any vehicle means the total weight of the vehicle and load certified and registered by the registering authority as permissible for that vehicle under the Motor Vehicles Act, 1988 (59 of 1988);

- 2.1.i "Lane" means a lane forming part of the main carriageway and having a minimum width of three meters and fifty centimetres;
- 2.1.j "Mechanical vehicle" means any vehicle driven under its own power including a motor vehicle as defined under the Motor Vehicles Act, 1988;
- 2.1.k "Notification" means a notification published in the Official Gazette;
- 2.1.l "Private investment project" means a project relating to section of State Highways, Standalone Structures as the case may be for which an agreement is entered into with a concessionaire who has invested in the project;
- 2.1.m "Public funded project" means a project which is not a private investment project, as defined in clause (2.1.l) above and includes a private investment project in respect of which the agreement has expired;
- 2.1.n "Structure" means a Bridge/Tunnel/Elevated Highway;
- 2.1.n.1 "Bridge" means structure build to span physical obstacles such as a water body, valley or road for the purpose of providing passage over the obstacle;
- 2.1.n.2 "Tunnel" means a passageway completely enclosed except for opening for entrance and exit;
- 2.1.n.3 "Elevated Highway" means any section of State Highways above ground level through support of piers or columns;
- 2.1.o "Toll plaza" means any building, structure or booth constructed for collection of fee.
- 2.1.p "Expressway" means a State Highways having a divided carriageway suitable for high speed traffic and with control of access;
- 2.2 Words and expressions used herein and not defined, but defined in the State Highways Act, 1964 shall have the meanings respectively assigned to them in the Act.
3. Levy of fee :-
- 3.1 The State Government may by notification, levy fee for use of any section of State Highways, Standalone Structures forming part of the State Highways, as the case may be, in accordance with the provisions of these rules;
- Provided that the State Government may, by notification, exempt any section of State Highways, Standalone Structures constructed through a public funded project from levy of such fee or part thereof, and subject to such conditions as may be specified in that notification.
- 3.2 The collection of fee levied under sub rule 3.1, shall commence within forty-five days from the date of completion of the section of State Highways, Standalone Structures as the case may be, constructed through a public funded project / PPP projects.
- 3.3 No fee shall be levied for the use of the section of State Highways, Standalone Structures as the case may be, on two wheelers, three wheelers, tractors and animal drawn vehicles, Agriculture transport vehicles.
- Provided that three wheelers, tractors and animal drawn vehicles, Agriculture transport vehicles shall not be allowed to use the section of State Highways, Standalone Structures as the case may be, where a service road or alternative road is available in lieu of the said State Highways, Standalone Structures.
- Provided further that where service road or alternative road is available and the owner, driver or the person in charge of a two wheeler is making use of the section of State Highways, Standalone Structures as the case may be, he or she shall be charged fifty per cent, of the fee levied on a car.
- Explanation - For the purposes of this rule,-
- 3.3.a "Alternative road" means such other road, the carriageway of which is more than ten meters wide and the length of which does not exceed the corresponding length of such section of State Highways by twenty per cent, thereof;
- 3.3.b "Service road" means a road running parallel to a section of the State Highways which provides access to the land adjoining such section of the State Highways.
- 3.4 Toll fee notified by the State Government under these rules shall be rounded off and levied in multiple of the nearest rupees five.
4. Base rate of fee :-
- 4.1 The rate of fee for use of the section of State Highways, Standalone Structures constructed through public funded project or private investment project shall be identical.
- 4.2 The rate of fee for use of a section of State Highways, Standalone Structures of four or more lanes shall, for the base year 2007-2008, be the product of the length of such section multiplied by the following rates, namely:-

Table - I

Sl No.	Type of Vehicle	Basic rate of Fee per Kilometer in Rs.
1	Car, Jeep, Van or Light Motor Vehicle.	0.55
2	Light Commercial Vehicle, Light Goods Vehicle or Mini Bus	1.05
3	Bus or Commercial Vehicle (Two axle)	2.20
4	Bus or Commercial Vehicle (Three axle)	2.24
5	Heavy Construction Machinery (HCM) or Earth Moving Equipment (EME) or Multi Axle Vehicle (MAV) (four or more axles)	3.45
6	Over-sized vehicles (seven or more axles)	4.20

Explanation - For the purpose of this rule refer to the latest Notifications of the Ministry of Road, Transport and Highways (MoRTH), Government of India.

- 4.2.a "Car or "Jeep" or "van" or "light motor vehicles" means any mechanical vehicle the gross vehicle weight of which does not exceed 7.50 tonnes (seven thousand five hundred kilograms) or the registered passenger carrying capability as specified in the certificate of registration issued under the Motor Vehicles Act, 1988 does not exceed twelve excluding the driver.
- 4.2.b "Light commercial vehicle" or "light goods vehicle" or "mini bus" means any mechanical vehicle with a gross vehicle weight exceeding 7.50 tonnes (seven thousand five hundred kilograms) but less than 12.00 tonnes (twelve thousand kilograms) or the registered passenger carrying capability as specified in the certificate of registration issued under the Motor Vehicles Act, 1988, exceeds twelve passengers but does not exceed thirty-two passengers excluding the driver;
- 4.2.c Commercial vehicle "truck" or "bus" with two axles means any mechanical vehicle having two axles with a gross vehicle weight exceeding 12.00 tonnes (twelve thousand kilograms) but less than 20.00 tonnes (twenty thousand kilograms) or the registered passenger carrying capability as specified in the certificate of registration issued under the Motor Vehicles Act, 1988, exceeds thirty-two passengers excluding the driver;
- 4.2.d Commercial vehicle "truck" or "bus" with three axle vehicles means any mechanical vehicle having three axles (inclusive of the axle of the trailer if any) and with a gross vehicle weight less than or equal to 25.00 tonnes (twenty five thousand kilograms) or the registered passenger carrying capability as specified in the certificate of registration issued under the Motor Vehicles Act, 1988, exceeds thirty-two passengers excluding the driver;
- 4.2.e "heavy construction machinery" or "earth moving equipment" or "multi-axle vehicle" means heavy construction machinery or earth moving equipment or mechanical vehicle including a multi-axle vehicle with four to six axles or vehicle with a gross vehicle weight exceeding 20.00 tonnes (twenty thousand kilograms) but less than 60.00 tonnes (sixty thousand kilograms); and
- 4.2.f "Oversized vehicle" means any mechanical vehicle having seven or more axles or vehicle with a gross vehicle weight exceeding 60.00 tonnes (sixty thousand kilograms).
- 4.3 The rate of fee for use of a section of a State Highways having two-lanes with paved shoulders and above but below four-lane on which substantial improvement had been made by widening carriageway by three meters or more shall be seventy percent of the rate of fee specified under sub-rule 4.2;
- 4.4 The rate of fee for use of bypass forming part of a section of a State Highways constructed with the cost of rupees five crore or more, for the base year 2007-08, shall be one and half times the rate of fee specified in sub-rule 4.2.
Provided that while computing fee for the section of State Highways of which such bypass forms a part, the length of such bypass shall be excluded from the length of such section of State Highways.
Provided further that where the cost of such bypass, is less than Rupees five crore, then the rate of fee, for the use said bypass be the same as that of the section of the State Highways of which it forms a part.
- 4.5 Notwithstanding anything contained in this rule the rate of fee for use of a Section of a State Highways consisting of bypass or tunnel constructed on or after 1st September, 1956 but before 3rd December, 2008 through public funded project or PPP project, shall be the

same as provided in sub-rule 4.2 and 4.3 for the Section of a State Highways and shall be revised in accordance with the provisions of rule 5;

Provided that notwithstanding whether the Section of the State Highways, Standalone Structures has been taken for further lane upgradation or not, the increase in the rate of fee for use of a Section of such State Highways, Standalone Structures constructed through any public funded project or any PPP project constructed before the commencement of the said rules, shall not be increased after the commencement of these Rules by more than twenty-five percent of the rates of fee applicable immediately before such commencement and further annual increase shall in no case be more than twenty-five percent of the rates of fee applicable in the immediately preceding year.

Explanation - For the purpose of sub-rule 4.4 and 4.5,

4.5.a The cost for private investment project shall be the cost as assessed by the executing authority prior to invitation of bids from the concessionaire.

4.5.b The cost for public funded project shall be the cost as assessed by the executing authority six months prior to completion thereof.

4.6 The rate of fee for use of an expressway shall be 1.25 times the rate specified in sub-rule 4.2.

4.7 In case of private investment projects, the rate of fee shall be as specified under sub-rule 4.2 or such lower rates as concessionaire may determine by giving public notice to the users, specifying in all or any category of vehicles.

4.8 The rate of fee for a section of a four-lane highway shall on and from the commencement of the work relating to up-gradation to six laning be seventy-five percent of the fee applicable on the date of commencement of these Rules, till the completion of the project without any annual revision.

Provided that no user fee shall be levied for the delayed period between the date of completion as per the agreement entered into with the concessionaire and the date of actual completion of the project.

Explanation:- For the purposes of this rule, any provisional completion of the project shall not be treated as completion of the project.

4.9 The rate of fee for use of standalone structure as well as structure forming part of a linear Highway/ Expressway, shall be calculated by converting the length of the structure into an equivalent length of Highway/Expressway by multiplying factor of ten.

Provided the structure of 60 meters of length or less, on a linear Highway/Expressway will be considered a part of the normal length of Highway/Expressway for calculation of fee.

5. Annual revision of rate of fee :-

5.1 The rates specified under rule 4 shall be increased without compounding, by three percent each year with effect from the 1st day of April, 2008 and such increased rate shall be deemed to be the base rate for the subsequent years.

5.2 The applicable base rates shall be revised annually with effect from April 1 each year to reflect the increase in the wholesale price index for the month of December of the year, in which such revision is undertaken but such revision shall be restricted to forty per cent of the increase in wholesale price index.

5.3 The formula for determining the applicable rate of fee shall be as follows;

$$\text{Applicable rate of fee} = \text{base rate} + \text{base rate} \times \frac{(\text{WPI A} - \text{WPI B})}{\text{WPI B}} \times 0.4$$

Illustrations- The rate of fee for car / jeep / van computed for the year 2014-15 is shown below;

- (a) Applicable rate of fee shall be the rate payable by the user;
- (b) Base rate shall be the rate specified in rule 4 read with sub-rule 5.1.
- (c) WPI A means the wholesale price index of and the wholesale price index for the month of December of the year, immediately preceding the date of revision under these rules; and
- (d) WPI B means the wholesale price index for the month of December of the year, preceding year of immediate preceding year 2013, i.e. for December, 2012 (168.80) of all commodities.

Illustration.- If the revision is to be made for the year 2013-14 by applying the wholesale price index of the month ending on December 2013 (i.e.179.20), then the rate for car, Jeep or van will be as computed below:

$$\text{Applicable rate of fee} = 0.943 + 0.943 \times \frac{(179.20 - 168.80)}{168.80} \times 0.40 = 0.9671$$

5.4 Annual revision of rate of fee under this rule shall be effective from first of April every year.

6. Collection of Fee :-

6.1 Fee levied under these rules shall be collected by the State Government or the executing authority or the concessionaire, as the case may be at the toll plaza.

6.2 Every driver, owner or person in charge of a mechanical vehicle shall for the use of the section of State Highways, Standalone Structures before crossing the toll plaza, pay the fee specified under these rules.

6.3 The fee collected under these rules shall be paid either in cash or through smart card or on board unit (transponder) or any other like device.

Provided that no additional charges shall be realised for making the payment of fee by use of a smart card or on board unit (transponder) or any other such device.

6.4 Any driver, owner or person in charge of a mechanical vehicle who opts for the installation of on board unit (transponder) or any other such device for payment of fee, shall deposit a refundable security equivalent to the cost of the equipment with the State Government, the executing authority or the concessionaire, as the case may be, for such installation and no interest shall accrue on such security deposit.

6.5 The person receiving such fee under sub-rule 6.2, shall issue to the driver, owner or person in charge of mechanical vehicle a receipt, specifying therein the date and time of such receipt of fee, total amount received, and the class of vehicle for which the fee has been received.

Provided that where the fee is paid through smart card or on board unit (transponder) or any other such device, a receipt shall be issued on demand only.

6.6 The fee shall be collected in perpetuity by the State Government or the executing authority, as the case may be, and for a specified period in accordance with the terms of the agreement entered into by the concessionaire.

6.7 The fee as notified as per the concession Agreement shall be leviable till the end of the concession period and after the concession agreement is over, the fee shall be collected by the State Government or executing authority at a reduced rate of the fee on the date of transfer of such section of State Highways, Standalone Structures, as case may be, to be revised annually in accordance with these rules.

6.8 In respect of public funded projects the fee levied under these rules shall be collected by the State Government, or the executing authority, as the case may be, through its own officials or through agency/contractor on its behalf.

7. Remittance and Appropriation of Fee :-

7.1 In case of public funded projects, the fee collected under the provisions of these rules by every executing authority shall be remitted to the State Government:

Provided that the State Government may by notification allow any or all executing authorities to appropriate the whole or any part of the fee for such purpose and subject to such conditions as may be specified in the said notification:

Provided further that in case of private investment projects, the fee collected under the provisions of these rules shall be appropriated by the concessionaire in accordance with the provisions of and for the performance of its obligations under the agreement entered into by such concessionaire.

7.2 Every executing authority shall remit to the State Government, the amount of fee collected over and above the amount permitted to be appropriated by the executing authority under sub-rule 7.1, within ninety days from the date of the closing of the financial year along with an annual return showing the amount collected and the expenditure incurred on collection of fee, including the administrative and management expenses.

7.3 The State Government shall by notification determine the administrative and management expenses which may be allowed to be deducted and retained by the executing authority.

8. Location of Toll Plaza :-

8.1 The executing authority or the concessionaire, as the case may be, shall establish a toll plaza beyond a distance of ten kilometres from a municipal or local town area limits:

Provided that the executing authority may, for reasons to be recorded in writing, locate or allow the concessionaire to locate a toll plaza within a distance of ten kilometres of such municipal or local town area limits, but in no case within five kilometres of such municipal or local town area limits:

Provided further that where a section of the State Highways, Standalone Structures as the case may be, is constructed within the municipal or town area limits or within five kilometres from such limits, primarily for use of the residents of such municipal or town area, the toll plaza may be established within the municipal or town area limits or within a distance of five kilometres from such limits.

- 8.2 Any other toll plaza on the same section of State Highways and in the same direction shall not be established within a distance of Sixty kilometres:
Provided that where the executing authority deems necessary, it may for reasons to be recorded in writing, establish or allow the concessionaire to establish another toll plaza within a distance of Sixty kilometres:

9. Discounts :-

- 9.1 A driver, owner or person in charge of a mechanical vehicle who makes use of the section of State Highways, Standalone Structures may opt for such pass and he or she shall have to pay the fee in accordance with the following rates, namely:-

Table - 3

Amount Payable	Maximum number of one-way Journeys allowed	Period of validity
One and half times of the fee for one-way journey	Two	Twenty-four hours from the time of payment
Two-third of amount of the fee payable for fifty single journeys	Fifty	One month from the date of payment

- 9.2 The executing authority or the concessionaire, as the case may be, shall upon request provide a pass for multiple journeys to cross a toll plaza within the specified period at the rates specified in sub-rule 9.1.

- 9.3 A person who owns a mechanical vehicle registered for non-commercial purposes and uses it as such for commuting on a section of State Highways, Standalone Structures may obtain a pass, on payment of fee at the base rate for the year 2007-08 of Rs.150/- per calendar month and revised annually in accordance with rule 5, authorising it to cross the toll plaza specified in such pass.

Provided that such pass shall be issued only if such driver, owner or person in charge of such mechanical vehicle resides within a distance of twenty kilometres from the toll plaza specified by such person and the use of such section of State Highways, Standalone Structures may be, does not extend beyond the toll plaza next to the specified toll plaza.

Provided further that no such pass shall be issued if a service road or alternative road is available for use by such driver, owner or person in charge of a mechanical vehicle.

- 9.4 A person who owns a commercial (excluding vehicle playing under National Permit), registered with address on the registration certificate of a particular district and uses such vehicle for commuting on a section of the State Highways, Standalone Structures as the case may be, which is located within that district, shall be levied users fee on all toll plazas which are located within that district, at a rate of fifty percent of the prescribed rate of fee; Provided that no such concession shall be provided, if a service road or alternative road is available for use by such commercial vehicles.

- 9.5 No pass shall be issued or fee collected from a driver, owner or person in charge of a mechanical vehicle that uses part of the section of a State Highways and does not cross a toll plaza.

10. Rate of fee for overloading :-

- 10.1 Without prejudice to the liability of the driver, owner or a person in charge of a mechanical vehicle under any law for the time being in force, a mechanical vehicle which is loaded in excess of the permissible load specified for its category under 4.2 shall not be permitted to use the State Highways of crossing the toll plaza until the excess load has been removed from such mechanical vehicle;

- 10.1a The driver or owner or a person in charge of a mechanical vehicle shall be liable to pay fee, for entering the overloaded vehicle on the State Highways to the toll collection agency, equal to ten times of the fee applicable to such category of mechanical vehicles under sub-rule 4.2.

- 10.2 The weight of a mechanical vehicle, as recorded at a weighbridge installed at the toll plaza, shall be the basis for levying the fee for overloading under this rule;

Provided that where no weighbridge has been installed at the toll plaza, no fee for overloading shall be levied and collected and the driver, owner or person in-charge of the mechanical vehicle shall be liable to pay Toll fee or user fee applicable for such vehicle only.

(L)

11. Exemption from payment of fee :-

11.1 The State Government further declares that the following category of vehicles shall be exempted from the payment of toll while crossing these toll plazas.

- 11.1.a All vehicles belonging to the Government of India, Government of Karnataka, under taking vehicles of Government of Karnataka including Private Vehicles engaged on Government duty with valid pass including Yellow Board Vehicles also except the vehicles engaged in commercial / Freight purpose.
- 11.1.b Vehicles belonging to the Hon'ble Member of Parliament and Member of Legislative Assembly.
- 11.1.c All vehicles belonging to Defence, Indian Post & Telegraph Departments, G.O.I. on duty.
- 11.1.d The Central and State armed forces in uniform including para military forces and police.
- 11.1.e The awardee of prestigious International/ National awards, if such awardee produces his photo identity card duly authorised by the appropriate or competent authority for such award.
- 11.1.f All the vehicles belonging to Freedom fighters and Accredited Journalists if such person produces his photo identity card duly authorised by the appropriate or competent authority.

11.2 Used as

- 11.2.a Ambulances
- 11.2.b Fire Fighting vehicles
- 11.2.c Hearse (Funeral) van

Note: The driver of the vehicle/van so exempted from payment of toll shall state his name and name of duty on which he is engaged.

12. Display of Information :-

12.1 The executing authority or the concessionaire, as the case may be, shall public a notice specifying the amount of fee to be charged from the mechanical vehicle, in at least one Newspaper, each in English and Kannada language, having a wide circulation in such area.

12.2 The executing authority shall prominently display in Hindi and English one thousand meters ahead of the toll plaza and in English and Kannada language five hundred meters ahead of the toll plaza.

The amount of fee payable for each class of vehicles and the discounts available under rule 9;

12.2.i The categories of vehicles exempted from payment of fee; and

12.2.ii The name, address and telephone or contact number of the executing authority or the concessionaire, as the case may be.

12.3 The height of the display boards, their quality and size of lettering shall be clearly visible and legible to the users.

13. Unauthorised Collection :-

13.1 An officer authorised by the State Government or by the executing authority, as the case may be, may assess the excess fee collected, if any, by the executing authority or the concessionaire; as the case may be, and recover the same from such authority or concessionaire, along with an additional sum equal to twenty five per cent, of the excess fee collected;

Provided that no recovery of such excess fee shall be made unless an opportunity of hearing has been given to the executing authority or concessionaire, as the case may be,

13.2 Any driver, owner or person in-charge of a mechanical vehicle aggrieved by unauthorised collection of fee, may lodge a complaint with the officer authorised by the State Government or the executing authority, as the case may be, in this behalf, who shall after hearing the parties pass an order on such complaint for refund of excess payment and damages for the inconvenience suffered by such user within thirty days.

14. Failure to pay fee :-

14.1 If any driver, owner or person in charge of a mechanical vehicle does not pay or refuses to pay the fee for use of State Highways, Standalone Structures his or her vehicle shall not be allowed to use such section of State Highways, Standalone Structures and in case such vehicle obstructs the normal flow of traffic, the executing authority or the concessionaire, as the case may be, may get such obstructing vehicle removed from the State Highways, Standalone Structures as the case may be.

14.2 Where the driver or the person in charge of a mechanical vehicle refuses or fails to pay the fee levied under these rules, the same shall be recovered from the registered owner of the a mechanical vehicle.

14.3 Where the State Government, executing authority or the concessionaire, as the case may be, has reason to believe that a mechanical vehicle is playing on a section of the State Highways, Standalone Structures without payment of fee due, it may stop such vehicle for the purpose of verifying the payment thereof and collect the fee due from such vehicle.

15. Power of State Government to verify records :-

An officer duly authorised by the State Government or the executing authority, as the case may be shall have the power to verify the collection of fee, and inspect any document, records, other information, receipts or reports of the executing authority or the concessionaire, as the case may be.

16. Collection of fee in respect of Private Investment Project :-

16.1 The fee levied under the provisions of rule 3 shall be collected by the concessionaire till its agreement is in force.

16.2 On and from the date of expiry of the agreement specified under rule 3, the fee levied shall be collected by the State Government or the executing authority, as the case may be through its own officials or through agency/ contractor on its behalf.

17. Bar for installation of additional barrier :-

No barrier shall be installed at any place, other than at the toll plaza, except with the prior permission in writing of the State Government or the executing authority, as the case may be, who, after being satisfied that there is evasion of fee, may allow on such terms and conditions as it may impose, the installation of such additional barrier by the State Government, the executing authority or the concessionaire, as the case may be, within ten kilometres from the toll plaza, to check the evasion of fee.

Provided that the State Government or the executing authority, as the case may be, may, at any time, for reasons to be recorded in writing, withdraw such permission.

Provided further that where the State Government or the executing authority, as the case may be, do not allow installation of an additional barrier by the concessionaire, the reasons for such refusal shall be communicated to such concessionaire within a reasonable period.

18. Repeal and Savings :-

The Karnataka Private Investments Project (Road toll or user fee Determination of rates and Collection) Notification, 2009 is hereby repealed:

Provided that such repeal shall not;

affect the previous operation of the said notification or anything done or any action taken there under;

affect any right or obligation which had accrued or incurred under the said notification.

VIJAY . B . CHANDAPUR
Under Secretary to Government,
Public Works, Ports & Inland Water
Transport Department (EAP)

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SCHEDULE J USER FEE SCHEDULE

The maximum toll charged for a one way trip from the users of the Sandur Bypass Project would be as follows

Vehicle Type	Origin-Destination between (All amounts in Rupees)								
	SH-40 (Kudligi side) and SKT Road	SH-40 (Kudligi side) and NMDC Road (Donimalai Side)	SH-40 (Kudligi side) and SH-40 (Bellary side)	SH-40 (Kudligi side) and MDR (Hospet side)	SKT Road and SH-40 (Bellary side)	SKT Road and NMDC Road (Donimalai side)	SKT Road and MDR (Hospet side)	Donimalai Road and SH-40 (Bellary side)	Donimalai Road or SH-40 (Bellary side) and MDR (Hospet side)
Multi axle trucks	45	90	90	90	90	45	90	45	90
3 axle trucks	38	75	75	75	75	38	75	38	75
2 axle trucks	30	60	60	60	60	30	60	30	60
LCVs	15	30	30	30	30	15	30	15	30
Buses	30	60	60	60	60	30	60	30	60
Mini-Buses	15	30	30	30	30	15	30	15	30
Cars e.c.	6	12	12	12	12	6	12	6	12
3-wheelers	3	6	6	6	6	3	6	3	6
2-wheelers	0	0	0	0	0	0	0	0	0

1. The above tolls (referred to as Base Toll Rate) would be applicable after completion of construction of the bypass.
2. The fee indicated above shall subsequently be increased by 5% on every anniversary of the date of commencement of commercial operations and shall be rounded off to the nearest rupee.
3. Multi-axle trucks shall mean all trucks having four or more axles.
4. Mini-buses shall mean buses having a passenger seating capacity of less than 30 persons.
5. Tractor-trailors, excluding those specified as exempted vehicles under clause 5 below, shall be liable to pay the fees specified for LCVs.

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6. The following vehicles would be exempted from payment of user fees specified above:
- i. Defence vehicles, including para-military forces
 - ii. Vehicles with VIP symbols
 - iii. Police vehicles
 - iv. Fire fighting vehicles
 - v. Ambulances
 - vi. Funeral vans
 - vii. Post and Telegraph vehicles
 - viii. Vehicles belonging to the Government of Karnataka (GoK) and Government of India (GoI) but not including the vehicles of companies/corporations owned by GoK or GoI
 - ix. Tractors
 - x. Tractor-trailors carrying foodgrains and/or fertilisers.

7. The following vehicles shall be deemed to be VIP vehicles:
- i. vehicles transporting and accompanying
 - (a) the President of India,
 - (b) the Vice-President of India,
 - (c) the Prime Minister of India,
 - (d) Central Ministers,
 - (e) Governors of States,
 - (f) Lt. Governors of Union Territories,
 - (g) Chief Ministers,
 - (h) State ministers,
 - (i) Leaders of opposition in Lok Sabha, Rajya Sabha and state legislature,
 - (j) judges of the Supreme Court of India and of the Karnataka High Court,
 - (k) the Chief Secretary of Karnataka,
 - ii. Foreign Dignitaries on State visit to India
 - iii. Foreign Diplomats in India using CD symbols

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